

Newark, New Jersey, January 7, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P. M.

The audience arose for the National Anthem.

The prayer was offered by Administrative Assistant Archie Korngut.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris, Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman Carrino arrived 1:25 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented AUDIT REPORT OF EMPLOYEES' RETIREMENT SYSTEM AS OF DECEMBER 31, 1974, SUBMITTED BY SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITORS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received; further directing the City Clerk staff study and submit report thereon to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented REPORT OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF NOVEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF NOVEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS ONE, TWO, FOUR, FIVE AND SIX, FOR THE MONTH OF NOVEMBER, 1975.

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A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-38 FROM NOVEMBER 17, 1975 TO NOVEMBER 21, 1975 AND A NEGATIVE REPORT OF ACQUISITIONS FROM NOVEMBER 24, 1975 TO NOVEMBER 28, 1975; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-121 FROM NOVEMBER 17, 1975 TO NOVEMBER 21, 1975 AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FROM NOVEMBER 24, 1975 TO NOVEMBER 28, 1975.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAUKE - RAMAPO, HELD NOVEMBER 20, 1975.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD NOVEMBER 17, 1975.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD NOVEMBER 19, 1975.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-1.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD NOVEMBER 13, 1975.

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A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-1.

The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FROM DECEMBER 1, 1975 TO DECEMBER 5, 1975 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-32 AND R-38 FROM DECEMBER 8, 1975 TO DECEMBER 12, 1975 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-38 FROM DECEMBER 1, 1975 TO DECEMBER 5, 1975 AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FROM DECEMBER 8, 1975 TO DECEMBER 12, 1975.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

(Councilman Carrino arrived 1:25 P. M.)

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF GRACE AND TRUTH CHURCH, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF A CHURCH WITH NO ON-SITE PARKING; ON PREMISES 216 WEST RUNYON STREET.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

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MR. DAVID GELBAND, FRIEDMAN AND BASS, 24 COMMERCE STREET, NEWARK, NEW JERSEY,

Attorney for the applicant, appeared before the Municipal Council urging them to approve this application.

Councilman James questioned the attorney whether he is aware of the site of this church and the problems with respect to parking?

Mr. Gelband replied in the affirmative.

Councilman James noted at the Board of Adjustment hearing there was testimony to the effect that parking had created a problem. He also noted Mrs. Arlene Henry appeared before the Council with respect to parking problems.

Mr. Gelband replied at the hearing before the Board of Adjustment there were two objectors and Reverend Woods is making necessary arrangements for an immediate neighbor and with respect to the other complainant, Osborne Block Association, Reverend Woods has never received any complaints with respect to parking. He was sure if a complaint is received, Reverend Woods would make every effort to correct the situation.

Councilman James pointed out this application is coming for a variance after the fact and he felt this was unfortunate that the Council continues to have applications after the fact. He asked the attorney if he is in a position to state that Reverend Woods will cooperate to see that neighbors who live in the area will not be bothered by cars being used for the church.

Mr. Gelband assured if they are in the near proximity, he can reply in the affirmative for Reverend Woods. However, if someone registers a complaint who is three blocks away he does not believe the applicant can do anything.

Councilman James asked Mr. Gelband is he is knowledgeable as to how many cars are used by church members for church services.

Mr. Gelband replied there are only three cars used by church members who do not live in the immediate area.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2.

The City Clerk read APPLICATION OF CARMINE COLLUCCI, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT 1-STORY REAR ADDITION TO 1-FAMILY DWELLING WITH INSUFFICIENT

REAR YARD; NO ON-SITE PARKING AND WITH MORE THAN ONE MAIN BUILDING ON THE LOT; ON
PREMISES 66 ELM ROAD.

(Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3.

The City Clerk read APPLICATION OF CARL W. JONES, OWNER; TO PERMIT IN A 4TH BUSINESS DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 347-351 WASHINGTON STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4.

The City Clerk read APPLICATION OF GEORGE F. RHODES PROPERTIES (SPIN CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT STORAGE OF PETROLEUM IN EXCESS OF 30,000 GALLONS; ON PREMISES 100 RIVERSIDE AVENUE; ON CONDITION THAT 1) NO GASOLINE WILL BE STORED.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

Councilman Carrino stated in light of some questions with respect to this application, he would move to defer action on this application.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-A-5.

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The City Clerk read APPLICATION OF ROBERT WASHINGTON (RUBEN VENETSKY, OWNER); TO PERMIT IN A 1ST INDUSTRIAL DISTRICT ESTABLISHMENT OF A JUNK YARD; ON PREMISES 27-31 RANKIN STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TWO YEARS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 4-1)

(Remanded to the Board of Adjustment September 3, 1975 and November 17, 1975)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Allen stated he will move to reject this application since after review of the proceedings before the Board of Adjustment, which review revealed that there were no special reasons developed in the record for the variance, nor was there any indication that the variance could be granted without substantial detriment to the public good and without impairing the intent and purpose of the zoning ordinance.

Councilman Allen further added, in addition, previous remand to the Board, November 17, requested consideration of the proposed housing development in the area in relation to the establishment of the proposed junk yard. There was no consideration of this problem in the record.

For these reasons Councilman Allen moved to reject this application, which was seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO CHAPTER 11 (INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS)

(Intersection of Raymond Boulevard and Waydell Street

Intersection for Speedway Avenue and Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2 PROHIBITING LEFT TURNS OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(First Street, Northbound to Westbound on Orange Street from 4 P. M. to 6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DEY STREET AS A ONE-WAY STREET.

(Dey Street, Northbound, from Central Avenue to Sussex Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-d.

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The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH THIRTEENTH STREET AS A ONE-WAY STREET.

(North Thirteenth Street, Southbound, from Bloomfield Avenue to Beardsley Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO THE INTERSECTION OF PORT STREET AND NEWARK AIRPORT EXIT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED PROHIBITING PARKING ON COLUMBIA STREET.

(Columbia Street, west side, beginning at a point 114 feet from the southerly curbline of Green Street and extending 50 feet southerly thereof, 7 A. M. to 6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

(Fabyan Place, Northbound, from Hillside City Line to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE PERMITTING PAYMENT BY CITY OF NEWARK OF \$48,300 TO ANTHONY V. CUOZZO; ENDING CONDEMNATION FOR PREMISES 25-27 HANOVER STREET, 236-242 MALVERN STREET AND 19 DENBIGH STREET, BEING LOTS 60, 77 & 78 IN BLOCK 1128 AND REPEALING ALL ORDINANCES INCONSISTENT HERewith.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

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6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO DELETE THE TITLE OF ADMINISTRATIVE SECRETARY, NEWARK HUMAN RIGHTS COMMISSION AND TO ESTABLISH THE TITLE, CHIEF CLERK, NEWARK HUMAN RIGHTS COMMISSION AS PER CIVIL SERVICE CLASSIFICATION)

(Chief Clerk, Newark Human Rights
Commission

\$9,567. - \$11,628.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS, ON WEST MARKET STREET.

(West Market Street, south side, from High Street to Wickliffe Street, 9:30 A.M. to 6:00 P. M.

West Market Street, north side, from High Street to Wickliffe Street, 9:00 A.M. to 4:00 P.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS, ON HIGH STREET.

(High Street, east side, from Central Avenue to James Street, 9:30 A. M. to 4:00 P. M., except Sunday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-l.

The City Clerk read AN ORDINANCE IMPOSING A \$60.00 FEE UPON APPLICATION FOR CHANGES IN THE CORPORATE STRUCTURE OF CORPORATE HOLDERS OF LIQUOR LICENSES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

6-F-m.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES 54 FAIRVIEW AVENUE (BLOCK 2572, LOT 52), NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK. (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

6-F-n.

The city Clerk read AN ORDINANCE AMENDING SECTION 7:104.0 "PERMIT APPLICATIONS AND PLANS, GENERALLY" OF THE BUILDING CODE OF THE CITY OF NEWARK, NEW JERSEY (1964) AS AMENDED AND SUPPLEMENTED. (INCREASE NUMBER OF DETAILED STATEMENTS, BLOCK PLANS, GENERAL WORKING DRAWINGS AND STRUCTURAL DETAILS TO BE SUBMITTED TO SUPERINTENDENT OF BUILDINGS FROM TWO TO THREE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on January 21, 1976.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS IN THE DIVISION OF HEALTH, DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR, IN CONFORMANCE WITH GRANT-IN-AID PROVISIONS OF CHAPTER 36, PUBLIC LAWS 1966 (R.S. CUM. SUPP. 26:2F-1) KNOWN AS THE STATE HEALTH AID ACT OF 1966," (6-S & F-e) ADOPTED APRIL 5, 1967, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARY RANGES FOR DIRECTOR AND ASSISTANT DIRECTOR, PUBLIC HEALTH NURSING, C.H.S. AS PER CONTRACT AGREEMENT).

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| (Assistant Director, Public Health Nursing C.H.S. | \$13,460. - \$16,361. |
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| Director, Public Health Nursing, C.H.S. | 14,848. - 18,038.) |
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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following

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votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-u) AND AMENDMENTS THERETO. (TO ADJUST SALARY RANGES AS PER CONTRACT AGREEMENT FOR PUBLIC HEALTH NURSING SUPERVISOR)

(Public Health Nurse Supervisor \$12,209. - \$14,848.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

6-F-q.

The City Clerk read AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT AS A GIFT THE PREMISES KNOWN AS NOS. 1136-1146 MC CARTER HIGHWAY, NEWARK, NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

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6-F-r.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109-111 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163., PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO (2) YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON NEWARK STREET.

BE IT ORDINANCED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Newark Street, east side, from New Street to Central Avenue

Section 2. Any ordinances or parts thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

January 7, 1976

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON CENTRAL AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Central Avenue, south side, between University Avenue and High Street

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the

statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Central Avenue, south side, between High Street and Broad Street,
from 4:00 P. M. to 6:00 P. M., Monday through Friday.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-4, PARKING LIMITED TO ONE HOUR, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-4, Parking Limited to One Hour, of Title 23,

January 7, 1976

Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by deleting therefrom, the following:

Central Avenue, south side, between University Avenue and High Street

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-j ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITIONS AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974.

WHEREAS, Ordinance 6S & FJ of July 16, 1975, authorized, amongst other things, execution of a Disposition Agreement with the Housing Authority of the City of Newark as more fully described in the said Agreement and the Schedule of Costs attached thereto; and

WHEREAS, changes are necessitated with respect to such Agreement and Schedule of Costs to reflect new work load area, and the deletion of Schedule of Scope of Services inadvertently attached thereto; NOW THEREFORE,

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

January 7, 1976

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Section 1. That the Disposal Parcels Identification attached to and forming part of Disposition Agreement dated August 5, 1975, between the Housing Authority of the City of Newark and the City of Newark, be and the same, is hereby deleted therefrom; and

Section 2. That the Schedule of Scope of Services attached to the said Agreement is hereby deleted.

Section 3. That the Amended Disposal Parcel Identification attached hereto and made a part hereof be and the same, shall hereby constitute the Schedule attached to and forming part of the aforesaid Disposition Agreement dated August 5, 1975.

Section 4. That the Mayor is hereby authorized to carry out the terms of the aforesaid Agreement heretofore entered into as to the Amended Disposition Parcel Identification.

Section 5. That said Amendment shall be subject to approval of like Amendment by the Board of Commissioners, of the Housing Authority of the City of Newark.

Section 6. An executed copy of said contracts shall be filed with the Office of the City Clerk by the Mayor.

Section 7. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-j ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

WHEREAS, Ordinance 6S & FJ of July 16, 1975, authorized, amongst other things, execution of a Acquisition Agreement with the Housing Authority of the City of Newark as more fully described in the said Agreement and the Schedule of Costs attached thereto; and

January 6, 1976

WHEREAS, changes are necessitated with respect to such Agreement and Schedule of Costs to reflect new work load area, NOW THEREFORE,

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Section 1. That the Acquisition Agreement dated August 5, 1975, be amended to reflect a change in scope of acquisition activities, as established under paragraph 1. of the Agreement, and as identified on the Schedule of Costs attached to said Agreement.

Section 2. That the Mayor is hereby authorized to carry out the terms of the aforesaid Agreement heretofore entered into as to the Amended Acquisition and Related Activities, Schedule of Costs.

Section 3. That said Amendment shall be subject to approval of like Amendment by the Board of Commissioners, of the Housing Authority of the City of Newark.

Section 4. An executed copy of said contracts shall be filed with the Office of the City Clerk by the Mayor.

Section 5. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 12, CHAPTER 5, LIVE POULTRY AND CERTAIN LIVE ANIMALS (GOATS, ETC.): RETAIL AND WHOLESALE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 12, Chapter 5, Live Poultry and Certain Live Animals (Goats, etc.): Retail and Wholesale, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be supplemented by adding Article 5 as follows:

January 7, 1976

ARTICLE 5. Housing of Wholesale and Retail Live Poultry Businesses.

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12:5-14 Retail and Wholesale establishments shall be housed in buildings equipped with plumbing, including hot and cold water, and electricity in accordance with all regulations of the electrical and plumbing codes of the Revised Ordinances of the City of Newark.

SECTION 2. Any existing ordinance or part thereof, inconsistent with this ordinance is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-t ADOPTED JANUARY 16, 1975, ENTITLED, "AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," TO EXTEND SAID ORDINANCE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Section 3 and Section 10 of Ordinance 6-S & F-t adopted January 16, 1975 entitled "An ordinance to Impose a Tax on Employer Payrolls in the City of Newark," be and they are hereby amended to read as follows:

Section 3. Tax Imposed

There is hereby imposed on every employer a tax equal to one (1%) per cent of his payroll, on all payrolls related to services performed in the calendar year 1976.

Section 10. Effective Date

January 7, 1976

This ordinance shall be deemed effective January 1, 1976.

2. Any existing ordinances or part thereof inconsistent with this ordinance is hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Giuliano.

Councilman Carrino stated he is aware this is a necessary tax because of the fiscal problems existing in the City. He noted he has been in correspondence with the Mayor and the Governor of the State of New Jersey pointing out Newark has over \$200 million in tax exempt land now being utilized by Federal, State and County agencies. No taxes are received from these properties. The City is losing over \$20 million a year in taxes on this alone. He felt because of our 25% unemployment rate this tax would help drive businesses out of the City.

Councilman Carrino noted the State of New York is losing many industries and the City of Newark would be an ideal location for them to relocate. However, we cannot attract new companies with this payroll tax. He felt there should be some accommodation by the State and County to pay us in lieu of services for the \$20 million we are losing every year.

Councilman Giuliano stated he is in agreement with many of the statements made by Councilman Carrino, however, this is the lesser of two evils. If we do not impose some of these taxes, our taxes are going to be sky high. He agreed this is a bad tax which might keep many industries away.

Councilman Carrino added during the past election in November, the people running for county government offices informed the County of Essex they have kept the rate the same and the City has just received word that the County of Essex is raising Newark's taxes by \$2½ million which in effect the City must pay the County of Essex \$27 million for their share.

Councilman Carrino noted the City provides police, garbage, fire and other protection services for the County and they have the "gall" to turn around and increase our cost by \$2½ million more. The Freeholders and others at the County voted themselves a \$3,000. raise while we have employees that will be laid off because we have to pay Essex County \$2½ million more for something they provide absolutely nothing.

January 7, 1976

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The motion to adopt the ordinance on second reading and final passage was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino

President Harris: The yeses are eight the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, ADOPTED FEBRUARY 17, 1971, ENTITLED, "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% PARKING TAX ON FEES FOR PARKING, GARAGING, OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," TO EXTEND SAID ORDINANCE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Section 6 of Ordinance 6-S & F-f, adopted February 17, 1971 entitled "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% TAX ON FEES FOR PARKING, GARAGING, OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," be and is hereby amended to read as follows:

Section 6.

This ordinance shall apply to all parking, garaging or storing of motor vehicles provided on or before December 31, 1976.

2. This ordinance shall be deemed effective as of January 1, 1976.

3. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING R. O. 2:2-37 ET SEQ. "HUMAN RIGHTS COMMISSION" BY ESTABLISHING THE COMMITTEE ON THE STATUS OF WOMEN WITHIN THE NEWARK HUMAN RIGHTS COMMISSION.

WHEREAS, the City of Newark under the police powers granted to it by the State, enacted Article II "Human Rights Commission" (R.O. 2:2-37) for the purposes of taking an official stance and affirmative action against discrimination affecting the civil rights of the citizens of Newark; and

WHEREAS, the City of Newark recognizes the role of women in our society as a changing and developing role; and

WHEREAS, the City of Newark recognizes the existence of prejudice and bigotry against women and is opposed to those inequities which still stand as barriers to the full participation of women of every race and group in both public and private life; and

WHEREAS, the City of Newark recognizes the need for the establishment of a body within the municipal government which would assist government in developing and implementing programs to increase the participation of women in both public and private life.

WHEREAS, R.O. 2:2-40 (9) empowers the Human Rights Commission to create such advisory committees and subcommittees of citizens as in its judgement will aid in effectuating the purposes of the Human Rights Commission.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK THAT:

1. The Committee on the Status of Women (hereinafter called the "Committee") is hereby established within the Human Rights Commission.

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2. The Committee shall consist of nine (9) Members to be appointed by the Mayor and confirmed by the Municipal Council, three of whom shall be members of the Human Rights Commission. A majority of the Committee shall be women. Each member shall serve for a term of three (3) years or until his or her successor shall be appointed and qualified, except that of the original appointees, three (3) shall be appointed for a term of one (1) year, three (3) for a term of two (2) years, and three (3) for a term of three (3) years. The terms of Commission members serving on the Committee shall be such so that each year one Commission member is among the three new appointees to the Committee. All appointments to fill vacancies shall be for the unexpired term. The members shall serve without compensation.

3. The Committee shall make recommendations to the Commission for programs and services which will have a positive effect on the roles and responsibilities of women. These programs and services shall include but not be limited to:

A. Increasing the participation in and the development of programs to insure upward mobility of women in the labor forces, both public and private.

B. Providing information which would assist women in protecting their legal rights and privileges to the end that they secure equal protection under the law.

C. Providing information and supplementing existing services in the area of health, education and welfare.

D. Coordinating activities which would eliminate financial barriers which now limit the investment strength and economic development potential of women in Newark.

E. Assisting in the development of a criminal justice system which equalizes services for women and men offenders.

F. Working with, cooperating with, and strengthening existing municipal, county, state and federal agencies to eliminate sex discrimination in both public and private sectors.

4. An annual report outlining the activities of the committee shall be submitted to the Commission to be included in the Commission's annual report to the Mayor and Council.

5. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k..

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-bg) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR FIRE CADETS, E.M.T.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor, (6-S & F-bg) adopted November 22, 1966 and amendments thereto be and the same is hereby amended to adjust the salary and title code for Fire Cadets, as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|----------------------------|----------------------------------|----------------------------------|
| Fire Cadet - E.M.T. 601000 | \$10,045. | \$12,209. |

Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

January 7, 1976

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Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING R.O. 2:2-37 ET SEQ. "HUMAN RIGHTS COMMISSION" TO INCLUDE WOMEN, THE AGED AND THE HANDICAPPED AS SPECIAL INTEREST GROUPS PROPERLY INCLUDED WITHIN THE PURVIEW OF THE NEWARK HUMAN RIGHTS COMMISSION.

WHEREAS, the City of Newark under the police powers granted to it by the State, enacted Article II "Human Rights Commission" for the purposes of taking an official stance and affirmative action against continued racial, ethnic and other types of discrimination affecting the civil rights of the citizens of Newark; and

WHEREAS, certain cultural traditions and attitudes continue to exist which result in the denial of equal opportunity to women, the aged and the handicapped; and

WHEREAS, the cultural bias affecting women, the aged and the handicapped is not limited to active bias, but so thoroughly permeates society as to be reflected in the choice of language used in laws;

WHEREAS, the affect of this invidious discrimination towards women, the aged and the handicapped is such that they are unable to seek the livelihood of their choice, thus a denial of the expression of their free will; and

WHEREAS, the City of Newark recognizes the urgency of the situation faced by the aged, the handicapped and women, and the necessity for meaningful legislation as a first step towards correction;

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK, NEW JERSEY THAT:

1. Section 2:2-37, be amended to read as follows:

In the City of Newark, with its large cosmopolitan population, consisting of all the races, nationalities, religious and ethnic groups which constitute America, no greater menace threatens the peace, good order, security and welfare of the City and its inhabitants than the existence within it of groups antagonistic to one another and prejudiced against each other because of differences of race, creed, color, national origin, ancestry, martial status, sex or age.

The City of Newark also recognizes the special problems of prejudice experienced by those citizens who are physically or mentally handicapped.

The third and fourth paragraphs of R.O. 2:2-37 to remain unchanged.

2. R.O. 2:2-39(b) be amended to read:

The Commission shall select a chairperson, one or more vice-chairpersons from its members, and a secretary. The commission shall fill such other offices as it may determine. It is empowered to adopt rules for the government of its business and for its procedure as it may determine, consistent with law.

3. R.O. 2:2-40 be amended to read as follows:

(a) The functions of the Commission shall be to:

- (1) Foster mutual understanding and respect among all racial, religious, and ethnic groups in the city,
- (2) Discourage and prevent discriminatory practice against any such group or its members,
- (3) Assure that neither women, the aged, nor the handicapped are denied their equal opportunities by virtue of their status.
- (4) Cooperate with federal, state and municipal agencies and non-governmental organizations having like or kindred functions; and
- (5) Make such investigations and studies in any field of human relationship as in the judgment of the commission will aid in effectuating its general purposes.

(b) The powers and duties of the commission shall be to:

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- (1) Aid in effectuating the purposes of R.S. Cum. Supp. 18:25 known as "Law against Discrimination" as amended and supplemented.
- (2) Attempt to foster through community effort or other wise, goodwill, cooperation and conciliation among the groups and elements of the inhabitants of this community.
- (3) Formulate and carry out educational programs that will aid in eliminating and preventing all types of prejudice and discrimination based on race, creed, color, national origin, ancestry, marital status, sex, age or physical or mental handicap.
- (4) Receive and investigate complaint, and initiate its own investigations of:
 - (i) Racial, religious and ethnic group tensions prejudice, intolerance, bigotry and discrimination and any breach of the peace or disorder occasioned thereby;
 - (ii) Practices of discrimination against any person because of race, color, creed, national origin, ancestry, marital status, age, sex or physical or mental handicap.
- (5) Issue such publications and such reports of investigations and research as in its judgment will tend to minimize or eliminate prejudice, intolerance, bigotry, discrimination, breach of peace or disorder or tend to promote good-will.
- (6) Enlist the cooperation of the various racial, religious, and ethnic groups, community, civic, labor and business organization, fraternal and benevolent associations, veterans' organizations, women's organizations, and other groups in educational campaigns and programs devoted to teaching the need for eliminating group tensions, prejudices intolerance, bigotry, and discrimination, and breach of the peace and disorder occasioned thereby.
- (7) Aid in the formation of local community groups in such neighborhoods as it may deem necessary or desirable to carry out specific programs designed to lessen tensions, or improve group relations in the community.
- (8) Cooperate with federal, state, and city agencies in developing programs showing the contribution of the various races, religious and ethnic groups, as well as women and the handicapped, to the culture and traditions of our city and nation, the menace of prejudice, intolerance, bigotry and discrimination and the need for mutual self-respect.
- (9) Create such advisory committees and sub-committees of citizens as in its judgment will aid in effectuating

ating the purposes of this article and to empower them to study the problems of prejudice, intolerance, bigotry and discrimination and breach of the peace and disorder occasioned thereby.

- (10) Make recommendations to the council for the development of policies and procedures in general and for programs of formal and informal education that will aid in eliminating all types of discrimination based on race, creed, national origin, ancestry, marital status, sex, age or physical or mental handicap.

- (11) Recommend to the council legislation to aid in carrying out the purposes of this article.

4. Amend 2:2-42(a) "Executive Director" to read:

The position of Executive Director of the Human Rights Commission, Office of the Mayor, heretofore created is hereby continued. The Director shall be appointed by the Mayor and shall receive such annual compensation as is fixed by ordinance.

5. R.O. 2:2-42 (b) shall read:

(6) Maintain a continuing liason with community councils, religious and civic organizations, human relations agencies, women's groups, and individuals to render the services of the commission and to involve them in the program of the commission.

6. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statue, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MS. MARY LEWIS, 825 SOUTH 12TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the shortage of housing in the City of Newark.

6-HC-b.

MR. DERRICK EDLEY, 33 HEDDEN TERRACE, NEWARK, NEW JERSEY, addressed the

774 Municipal Council with respect to the Civilian Review Board.

6-HC-c.

MR. MOSES NEAL, 239 SHEPHARD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to cut of services and reduction of personnel. The speaker alluded to the cut in the police force and subsequent fear of people to leave their homes.

(Mr. Moses Neal was unable to continue with his remarks due to illness)

6-HC-c-1.

MRS. ANNA BEZAK, 42 BARBARA STREET, NEWARK, NEW JERSEY, speaking for Mr. Neal, addressed the Municipal Council with respect to reduction in force of school crossing guards. She urged the Council to save their jobs.

Mrs. Bezak presented petitions supporting retention of school crossing guards.

Councilman Allen said he understood the concern being felt by the school crossing guards. He pointed out the budget has not yet been forwarded by Administration and if they do not receive satisfaction from Administration, the matter would then become one of concern to the Council. He felt it is time the Council started cutting from the top and adding to the bottom.

Councilman Bottone said he is sure when the Council scrutinizes the budget, which has not yet been received, they will question how much of the City budget is concerned with the school crossing guards. He added he has been informed it will cost the City \$400,000. to keep the 128 school crossing guards. He pointed out most, if not all, of the school crossing guards live in the City of Newark and it appears they are being penalized for being City residents. He pointed out it is ironic that Civil Service employees will be laid off and federally funded employees stay on.

He felt sure the Council would seriously consider retaining the school crossing guards.

Councilman Carrino said it should be pointed out the speakers alluded to the Council terminating the school crossing guards. He noted it was Administration who sent the lay off notices and not the Council. He assured those present the auxiliary police will not take the place of any school crossing guards if he has anything to say about it. If it becomes necessary, the Council would assure the school crossing guards will be put on the Federal Program if they are laid off.

Councilman Carrino pointed out there is a possibility the Board of Education might provide funds for the school crossing guards in their budget.

Councilman Giuliano noted under this form of government, it is the Mayor who does the hiring and the firing, not the Council. He pointed out they should be petitioning the Mayor and they are performing an important function. However,

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Councilman Giuliano said it would be wrong to mislead the school crossing guards by asserting they can save their jobs because the Council can do so much. He stated the Council will do everything possible to retain jobs for the school crossing guards or assure they go on a Federal Program until the fiscal picture becomes brighter.

Councilman James expressed the Council's concern for the unfortunate illness of Mr. Moses Neal. He pointed out the Council had stood fast last year when Administration attempted to lay off school crossing guards. The Council recognizes the priority of policemen and when the Director of the Police Department was asked for his priorities, his reply was "to lay off the court attendants and the school crossing guards before you touch one policeman."

He pointed out the school crossing guards have a low priority in the Police Department and he felt it was wrong to compare them to a policeman. He stated the contribution of the school crossing guard to the community is something we cannot forget. The Council will study the budget in depth, especially to study where people are making astronomical sums and are doing nothing.

Councilman James said our most precious product are our school children and the school crossing guards play an important part in their protection.

He concluded by saying the Council is to meet with Administration tomorrow and one of the top priorities to be discussed will be how to retain our school crossing guards who are such a valuable part of our community.

Councilman Martinez said he concurs in most of the comments made by his fellow councilmen. He said the Council will do everything within their power to fight for the retention of the school crossing guards. He pointed out if one child is killed because a school crossing guard was not present, a million dollars would not replace that child, let alone \$400,000.

Councilman Tucker pointed out most of his colleagues had emphasized exactly what his position is on this matter. Every morning when he sends his child to school, she has to interact with several school crossing guards. He felt the Council cannot gamble with the cost of not having school crossing guards. He asserted we are not talking about astronomical costs, but about \$400,000.

Councilman Tucker said he does not want to expound on how Administration spends its money but he felt if we are going to deal with priorities, we must first deal with the safety of our children.

Councilwoman Villani said the entire Council appears to be in agreement on this matter and she pointed out the Council is aware of the vital role played by the school crossing guards. She said she is aware that the school crossing guards

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776 live in the City of Newark and are very much concerned about the children. She assured the school crossing guards they will be given the support they deserve.

President Harris pointed out Members of the Council have expressed their support on behalf of the school crossing guards. He assured them when the Council studies the budget they will look at the fat in the budget. He felt the school crossing guards are the pillars of our community and he assured them that predicated on the Council's performance last year in their behalf, this year they will exercise more muscle to see that their positions are retained.

The following speakers addressed the Municipal Council with respect to Resolution 7-R-n which is on today's agenda dealing with funds of \$20,513,000 under the Community Development Block Grant Program established by Title I of the Housing and Community Development Act of 1974. They requested the funds for the Ironbound Community School at 437 Lafayette Street which they felt was a tremendous asset to the residents of the Ironbound.

6-HC-d.

MR. NORMAN FINDLEY, 129 TICHENOR STREET, NEWARK, NEW JERSEY.

6-HC-e.

MR. VICTOR DE LUCA, 171 VAN BUREN STREET, NEWARK, NEW JERSEY.

6-HC-f.

MRS. PAULA ROBERTS, 206 MALVERN STREET, NEWARK, NEW JERSEY.

6-HC-g.

MR. RICHARD HESS, 432 LAFAYETTE STREET, NEWARK, NEW JERSEY.

Councilman Martinez pointed out the Council has reviewed the proposal submitted for the Ironbound Community School, Independence High School and St. James. He said the Council will do everything they can to see that these proposals are considered.

Councilman Martinez added he was instrumental in the establishment of the Ironbound Community Center and he will support them in every way.

Councilman Tucker said he was at the opening of the Ironbound Community School and he felt the people involved in the center have done a tremendous job.

Councilman Tucker said he will do everything in his power to assure they will receive funding. However, it should be understood this is not a definite commitment. His colleagues on the Council are going to have to move to assure that funds are made available for the Ironbound Community School. He is aware people concerned with this school have a unique and beautiful educational concept and thinks that kind of school operation should be expanded.

The Council is to meet with representatives of Mayor's Policy and Development Office on Community Development revenues and questions will be raised about the Ironbound Community School.

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President Harris assured the speakers the resolution dealing with the \$20,513,000. will not be approved until all the Wards in the City of Newark get a proportionate share.

6-HC-h.

MR. OSCAR MILES, 60 BROOM STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a major recreational facility to be built in the Central Ward. He expressed his concern since last year they did not get any appropriations from the Community Development Act.

6-HC-1.

MR. COLEMAN MILLER, 611 HIGH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a Civilian Review Board in the City of Newark and also the shortage of housing.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AN AMENDATORY CONTRACT BETWEEN THE CITY OF NEWARK AND IBM COMPANY PROVIDING FOR CONTINUATION OF 1975 IBM RENTAL AGREEMENT UP TO AND INCLUDING FEBRUARY 6, 1976 AND AFTER JANUARY 1, 1976 IBM WILL BE PAID AT THEIR 1976 PREVIOUSLY PUBLISHED RATES; FUNDS FOR FISCAL YEAR 1976 SHALL BE PROVIDED IN TEMPORARY BUDGET OF DEPARTMENT OF FINANCE, DIVISION OF DATA PROCESSING, NOT TO EXCEED \$100,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone.

Councilman Tucker said the question we are dealing with here today relating to \$100,000. appropriation for IBM is one that he firmly believes is a misuse of taxpayers funds. The City of Newark in November of 1975 authorized a contract with Computer Science Corporation to take over the complete operation of the Data Processing Department. Out of that existing contract it clearly states on Page 2 that CSC is given the responsibility of paying for all data processing computer hardware directly and that amounts for said services will be paid for by the City of Newark. Clearly the contract indicates that it is not a responsibility of the City of Newark to pay for computer hardware.

Councilman Tucker further stated, statements must be addressed are that on Page 14, Amendment #25, the contract states that there cannot be any amendments to the contract unless it is approved by the Municipal Council. This resolution is not an

amendment, subsequently the contract is not amended.

778 Secondary, on Page 16, #31B of the contract it emphasizes that the contract embodies the entire agreement between the City of Newark and CSC and that no other agreements or understandings verbal, or otherwise will be binding on the City of Newark or CSC.

Thirdly, on Page 1-1 of the attachments of the CSC Contract #1 the agreement states that the contract is a fixed price contract with payment plan listed which does not allow CSC or the City of Newark flexibility on the schedule of payments. The question that is obvious in this regard is that if the City is not obligated to pay for computer hardware and that this obligation is clearly the responsibility of CSC and there are no provisions within the existing contract which would allow the City to be in receipt of the \$100,000. from CSC, how can the City get its money back?

The communication dated December 23, 1975 from Mr. Albert Gluckson, Coporation Counsel, CSC only indicates that CSC will abide by the contract. It does not clearly or emphatically state that CSC must pay back the \$100,000. that this resolution should not be approved. The question that he must raise is that without any assurances of getting the taxpayers' money back, based on the existing contract, do we have the right to gamble with taxpayers' money during this critical period of fiscal crisis?

Councilman Tucker further added he is not of the opinion that this is good fiscal process and subsequently he urges that until the City is in receipt of clearly defined communications from CSC indicating that they will pay the \$100,000. back, that the resolution not be approved.

Councilman Tucker said what this really boils down to is a basic policy question, not a legal question. He felt we cannot talk about conserving municipal dollars and then enter into agreements where there is no clearly stated provision we will be repaid the \$100,000. He pointed out Mr. Perillo, Assistant Corporation Counsel said if they don't pay us the money we can take CSC to court. He noted he opposed the original resolution of CSC and thinks this resolution which gives a loan of \$100,000. to CSC is ridiculous.

Councilman Carrino requested Mr. Kenneth Van Wagner, Center Director of CSC to approach the dias.

Councilman Carrino asked Mr. Van Wagner how much this resolution will cost the City of Newark?

Mr. Van Wagner replied it is his understanding that the resolution was requested by IBM as a condition for their extending the contract which expired December 31, 1975. It takes time to switch out machines. We have assumed the payments to IBM and as of

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November 3, 1975 of this agreement, we asked IBM to please commit in writing they would leave their machines in this center after December 31, 1975 which they have done. One of the requests they made in order to make that commitment was that this resolution be passed agreeing that the City would at least accrue the funds even though they would not be expending them.

Councilman Carrino further questioned Mr. Van Wagner who is paying the \$100,000. for the equipment and who will continue to pay for the rental of the hardware?

Mr. Van Wagner replied Computer Sciences Corporation.

Councilman Tucker questioned the speaker whether he was familiar with Page 16, Paragraph 31 wherein it states "it is expressly agreed that this statement embodies the entire agreement of the parties in relation to the subject matter hereof and that no other agreement or understanding, verbal or otherwise related to the subject matter herein exists between the parties at the time of execution hereof." He thinks most of us are aware of what that means. Basically it states that any kind of agreement verbal or otherwise comes after the execution of this contract which was executed in November 1975 that it is just not acceptable. What he is saying in effect, although CSC will pay for it, first of all, it states in the contract you are supposed to pay for the hardware not the City of Newark. So what in effect what he is saying is that this resolution for \$100,000. is a loan that the City of Newark is making to CSC.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

No: Councilmen James, Tucker.

7-R-b.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH
STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT
ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE FOR THE "IMPACT
CRIMINALISTICS LABORATORY," (LEAA-\$483,085., CASH-\$91,626., CASH CREDIT TO PART C
OVERMATCH POOL-\$37,950.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-c.

RESOLUTION AMENDING RESOLUTION 7-R-bv DATED OCTOBER 16, 1974 AND ENTITLED

230 "RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED DEPARTMENT OF JUSTICE IN A HIGH IMPACT ANTI-CRIME PROGRAM ENTITLED, "IMPACT CRIMINALISTICS LABORATORY" BY CORRECTING THE GRANT DOLLAR AMOUNT OF \$604,269 TO \$483,085. (FEDERAL-\$483,085., LOCAL CASH-\$91,626., TOTALLING \$574,711.) (\$37,950.-CASH CREDIT TO IMPACT OVERMATCH POOL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION PETITIONING THE ESSEX COUNTY PLANNING BOARD FOR A DETERMINATION THAT ALL OF NEWARK'S RESIDENTIAL NEIGHBORHOODS ARE ENDANGERED BY BLIGHT, PURSUANT TO N.J.S.A. 54:4-3.72 TO 54:4-3.78.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker pointed out this resolution is enabling legislation which would afford the taxpayers relief in the amount of \$4,000. but at the pre-meeting conference there was a discussion which may be an asset on one hand but a deficit on the other since it deals with Declaration of Blight. There was concern expressed as to its effect on insurance companies. Until that situation is resolved, the Council felt they should defer action on this type of legislation.

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AMENDING RESOLUTION 7-R-bq, NOVEMBER 5, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH IN AMOUNT OF \$500,000. TO CONTINUE THE WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM (WIC) FOR PERIOD OCTOBER 1, 1975 TO DECEMBER 31, 1975. (GRANT OF \$500,000. INCLUDES FUNDS (\$98,000.) NEEDED TO COVER EIGHT DAY EXTENSION APPROVED BY CITY COUNCIL OCTOBER 1, 1975; NO CITY FUNDS REQUIRED FOR THIS GRANT), BY REDUCING GRANT AMOUNT TO \$457,955. AND GRANT PERIOD TO NOVEMBER 30, 1975 INSTEAD OF DECEMBER 31, 1975.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes;

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO CANCEL REAL ESTATE TAXES AGAINST CHRIST TEMPLE ORIGINAL FREE WILL BAPTIST CHURCH, FOR PREMISES 252-256 SOUTH 20TH STREET, BLOCK 1817, LOT 51, FOR YEAR 1974 IN THE AMOUNT OF \$387.; ASSESSED IN ERROR- EXEMPT INSTITUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION CANCELLING WATER-SEWER CHARGES TALLING \$7,222.73; ON PROPERTIES WHICH CITY OF NEWARK, NEW JERSEY, OBTAINED TITLE THROUGH IN REM FORECLOSURE, AS PER ATTACHED LIST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO CANCEL REAL ESTATE TAXES, INCLUDING INTEREST, PENALTIES, AND COSTS, ON AGGREGATE AMOUNT OF \$5,295.34 AGAINST NEW HOPE BAPTIST CHURCH FOR PREMISES 111-119 SUSSEX AVENUE, BLOCK 2853, LOT 69, FOR THE YEAR 1973. (SUM REPRESENTS BACK TAXES ERRONEOUSLY ASSESSED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MARMIKE CORPORATION, OWNER OF PREMISES 523 SOUTH ORANGE AVENUE, BLOCK 1792, LOT 22, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM AVANT LOWTHER AND DORIS LOWTHER, HIS WIFE, OWNERS OF PREMISES 633 SPRINGFIELD AVENUE, BLOCK 2622, LOT 5, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM STAN-JAC CORPORATION, OWNER OF PREMISES 24 - 16TH AVENUE, BLOCK 257, LOT 5, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF DIVISION OF INSPECTIONS AND/OR TAX ASSESSOR TO CANCEL RECORD OF DEMOLITION LIEN AGAINST PREMISES 69-83 BRUEN STREET, BLOCK 183, LOTS 4 AND 6, FOR SUM OF \$5,330. OWNED BY HYMAN KOLTON AND CHARLES KOLTON, PARTNERS, T/A KOLTON ELECTRIC MANUFACTURING COMPANY. (SUIT INSTITUTED IN SUPERIOR COURT, SEEKING TO RESTRAIN FURTHER DEMOLITION OF REAL PROPERTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION REAPPOINTING 4 SPECIALMEN FOR YEAR ENDING DECEMBER 31, 1976 (NEW JERSEY STATE SPECIAL POLICE ASSOCIATION) (CLINT HARPER, MARION LAWTON, ALTO SMITH AND BRUCE SPENCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-n.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$20,513,000 FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, P.L. 93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH FRED STREIT ASSOCIATES, 168 WOODRIDGE AVENUE, HIGHLAND PARK, NEW JERSEY, FOR EVALUATING THE STRUCTURE AND SUCCESS OF EXISTING DRUG REHABILITATION EFFORTS IN CITY OF NEWARK FOR SUM NOT TO EXCEED \$7,000.; SOURCE OF FUNDS IN HOUSING AND COMMUNITY DEVELOPMENT FUND, PURSUANT TO 42 USC 5301, P.L. 93-383. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-2 (6a) AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution and direct the City Clerk to invite Director Jones, Division of Evaluation, Mayor's Policy and Development Office to meet with the Council at their pre-meeting conference January 20, 1976 to discuss this matter was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH AIRCO TECHNICAL INSTITUTE, INC., 85 CHESTNUT RIDGE ROAD, MONTVALE, NEW JERSEY, TO PERFORM TRAINING SERVICES FOR FORTY (40) TRAINEES IN THE FIELD OF WELDING FOR SUM NOT TO EXCEED \$91,440.; SOURCE OF FUNDS IN COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by

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President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH NEW JERSEY DEPARTMENT OF CIVIL SERVICE WHO WILL OPERATE AN OCCUPATIONAL PREPARATION TRAINING PROGRAM FOR 125 TRAINEES FOR SUM NOT TO EXCEED \$18,000.; SOURCE OF FUNDS IN COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-2.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "INDEPENDENCE HIGH SCHOOL" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$90,000. BY SLEPA. (\$5,000. BY STATE OF NEW JERSEY AND \$5,000. LOCAL CASH; INDEPENDENCE HIGH SCHOOL, TALLING \$100,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK VICTIM SERVICE CENTER" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$70,000. BY SLEPA. (\$3,889. BY THE STATE OF NEW JERSEY AND \$45,387. LOCAL CASH; TALLING \$119,276.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH ESSEX COLLEGE OF BUSINESS WHO WILL OPERATE A SECRETARIAL SKILLS TRAINING PROGRAM FOR THIRTY (30) TRAINEES FOR SUM NOT TO EXCEED \$60,000.; SOURCE OF FUNDS IN

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COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT
COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a);
AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF
CITY OF NEWARK WITH EVANBOW-WALDRON BUILDERS, INCORPORATED, 617A CENTRAL AVENUE, EAST
ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER FOR PROJECT KNOWN AS CONTRACT NO. 75-31
CONSTRUCTION SITE IMPROVEMENTS FOR GLADYS E. DICKINSON HEALTH CENTER FOR \$35,430., IN
ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FUNDS AVAILABLE FROM BOND ORDINANCE
6-S & F-k, MAY 1, 1974. (CAPITAL BUDGET PROJECT #12-74)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM
BERTHA STASHIN, WIDOW AND CONSTANCE WEISS, WIDOW, OWNERS OF PREMISES 66 ASTOR STREET,
BLOCK 2808, LOT 24, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF
FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$2,300,000., SPECIAL ITEM OF
APPROPRIATION, OPEN SPACE PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976
BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$790,758., SPECIAL ITEM OF

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APPROPRIATION, NEIGHBORHOOD FACILITIES PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED
IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-y.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$7,829,034., SPECIAL ITEM OF
APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM I; SAID EMERGENCY FUNDS
SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-z.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$350,451., SPECIAL ITEM OF
APPROPRIATION, HILL BURTON BURTON HEALTH PROGRAM; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-ba.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$2,006,918., SPECIAL ITEM OF
APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM II; SAID EMERGENCY FUNDS
SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-bb.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$3,964.30, SPECIAL ITEM OF
APPROPRIATION, NEWARK LEAD POISONING PREVENTION AND CONTROL; SAID EMERGENCY FUNDS SHALL
BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-bc.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$81,011., SPECIAL ITEM OF APPROPRIATION, GREEN ACRES PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$13,872.91, SPECIAL ITEM OF APPROPRIATION, MULTI-PHASIC DRUG PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$53,200., SPECIAL ITEM OF APPROPRIATION, SUB-REGIONAL TRANSPORTATION PLANNING; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$31,434., SPECIAL ITEM OF APPROPRIATION, 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$650,310., SPECIAL ITEM OF APPROPRIATION, WIC SUPPLEMENTAL FEEDING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bh.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$56,287., SPECIAL ITEM OF

APPROPRIATION, RETIRED SENIOR VOLUNTEERS PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,250., SPECIAL ITEM OF

APPROPRIATION, TRAINING AND ORGANIZATIONAL DEVELOPMENT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,367., SPECIAL ITEM OF

APPROPRIATION, COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$45,600., SPECIAL ITEM OF

APPROPRIATION, SUB-REGIONAL TRANSPORTATION PLANNING; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$188,255., SPECIAL ITEM OF

APPROPRIATION, URBAN RODENT AND INSECT CONTROL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bm.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$280,000., SPECIAL ITEM OF APPROPRIATION, LEAD POISONING PREVENTION AND CONTROL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$258,557., SPECIAL ITEM OF APPROPRIATION, ELDERLY NUTRITION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$86,718.75, SPECIAL ITEM OF APPROPRIATION, SUMMER NUTRITION - 1975; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$222,171.50, SPECIAL ITEM OF APPROPRIATION, NON-EMERGENCY TRANSPORTATION; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$49,813., SPECIAL ITEM OF APPROPRIATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION, PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-br.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$25,000., SPECIAL ITEM OF APPROPRIATION, CONSUMER ACTION PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$125,000., SPECIAL ITEM OF APPROPRIATION, NEWARK SCHOLARSHIP PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$674,400., SPECIAL ITEM OF APPROPRIATION, MULTI-PHASIC DRUG; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$332,500., SPECIAL ITEM OF APPROPRIATION, PEQUANNOCK WATERSHED RECREATION FACILITIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$500,000., SPECIAL ITEM OF APPROPRIATION, WOMENS, INFANTS AND CHILDRENS SUPPLEMENTAL FEEDING; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-bw.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,244,284., SPECIAL ITEM OF APPROPRIATION, PUBLIC WORKS ECONOMIC DEVELOPMENT PROGRAM CETA X; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$38,000., SPECIAL ITEM OF APPROPRIATION, MINORITY WORK STUDY PROGRAM: SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" OPEN SPACE PROGRAM, \$2,300,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEIGHBORHOOD FACILITIES PROGRAM, \$790,758.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM I, \$7,829,034.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", HILL BURTON HEALTH PROGRAM, \$350,451.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM II, \$2,006,918.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEWARK LEAD POISONING PREVENTION AND CONTROL, \$3,964.30.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", GREEN ACRES PROGRAM, \$81,011.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MULTI-PHASIC PROGRAM, \$13,872.91.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-cg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUB-REGIONAL
TRANSPORTATION PLANNING, \$53,200.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE PLANNING
GRANT, \$31,434.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WIC SUPPLEMENTAL
FEEDING, \$650,310.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", RETIRED SENIOR
VOLUNTEERS PROJECT, \$56,287.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ck.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", TRAINING AND
ORGANIZATIONAL DEVELOPMENT, \$1,250.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-cl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE
PLANNING GRANT, \$1,367.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUB-REGIONAL
TRANSPORTATION PLANNING, \$45,600.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", URBAN RODENT AND
INSECT CONTROL, \$188,255.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", LEAD POISONING
PREVENTION AND CONTROL, \$280,000.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", ELDERLY NUTRITION
\$258,557.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

Villani, President Harris.

7-R-cq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUMMER NUTRITION,
\$86,718.75.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NON-EMERGENCY
TRANSPORTATION, \$222,171.50.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MAYOR'S POLICY AND
DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION, PLANNING REVIEW, \$49,813.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", CONSUMER ACTION
PROJECT, \$25,000.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEWARK SCHOLARSHIP
PROJECT, \$125,000.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK, "MISCELLANEOUS REVENUE", MULTI-PHASIC DRUG PROGRAM,
\$674,400.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, " MISCELLANEOUS REVENUE", PEQUANNOCK WATERSHED
RECREATION FACILITY PHASE I, \$332,500.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WOMEN, INFANTS AND
CHILDREN SUPPLEMENTAL FEEDING, \$500,000.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cy.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", PUBLIC WORKS AND
ECONOMIC DEVELOPMENT PROGRAM (CETA X), \$1,244,284.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MINORITY WORK STUDY
PROGRAM, \$38,000.

January 7, 1976

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-da.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$24,000., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER EXPENSES, FISCAL ACCOUNTABILITY SYSTEM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-db.

RESOLUTION SETTING FORTH REQUIREMENTS IN CONNECTION WITH "OPEN PUBLIC MEETINGS LAW", N.J. P.L. 1975 C.231 WHICH WILL TAKE EFFECT JANUARY 19, 1976.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, ITEM OF REVENUE IN "MISCELLANEOUS REVENUE", SUM OF \$125,000.; 701 COMPREHENSIVE PLANNING GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dd.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$125,000., SPECIAL ITEM OF APPROPRIATION, 701 COMPREHENSIVE PLANNING PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-de.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID CONTRACT TO ACCEPT \$1,500,000. FROM NEW JERSEY STATE DEPARTMENT OF HEALTH TO FUND WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (WIC) FROM DECEMBER 1, 1975 TO JUNE 30, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-df.

RESOLUTION RATIFYING EXECUTION OF AMENDED SUB-REGIONAL COMPREHENSIVE TRANSPORTATION PROGRAM CONTRACT BY THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE WITH ESSEX COUNTY IMPROVEMENT AUTHORITY, ADOPTED SEPTEMBER 17, 1975, RESOLUTION 7-R-b1. (CONTRACT MADE RETROACTIVE TO JULY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dg.

RESOLUTION COMMENDING 29 MEMBERS OF COUNCIL STEERING COMMITTEE ON THE STATUS OF WOMEN FOR THEIR EFFORTS ON BEHALF OF THE WOMEN OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dh.

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$48,000,000 TAX ANTICIPATION NOTES OF 1976 OF THE CITY OF NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 7, 1976

7-R-d1.

RESOLUTION AUTHORIZING ACTING FINANCE DIRECTOR TO ENTER INTO CONTRACT WITH

PINKERTON COMPUTER CONSULTANTS, INC., WARMINSTER, PENNSYLVANIA, TO PROVIDE GENERAL
SUPPORT TO REVENUE COLLECTION DIVISION, INSTALL VARIABLE YEAR END PURGE PROGRAMS,
ENHANCE PRESENT TAX SALE PROGRAM AND PROVIDE TRAINING STAFF TO TAX COLLECTOR'S OFFICE,
FOR \$24,000.; FUNDS WILL BE PROVIDED IN TEMPORARY EMERGENCY APPROPRIATIONS. (CONTRACT
AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.
40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Allen.

Councilman Tucker stated he again must raise the question that directly relates to the Facilities Management Contract that the City of Newark has with CSC. This resolution granting a consultant contract to Pinkerton Computer Corporation, he firmly believes is warranted and is an absolute necessity. The question he must raise relates to the scope of services of Pinkerton, which is identified as "Task Force 3" within the contract Pinkerton will provide training to the computer center operations and program maintenance personnel.

Based on the Council's action of November, 1975 the City of Newark does not have any computer center personnel, but this responsibility was contracted to CSC. He emphasized that he is not saying that this resolution ought not be approved, but what he is saying is that we as a Municipal Government are moving from the ridiculous to the sublime. We authorize CSC to take over the Data Processing operation at a cost which is \$600,000. more than the 1975 operational budget and now we give a contract to Pinkerton to train their personnel how to operate our Tax Revenue Collection System.

Councilman Tucker raised another factor that is also included within the Pinkerton Contract. On page 2 next to the last paragraph, you will note that "Newark will provide to Pinkerton, free of charge, clerical services, office space, keypunching, the computer time, materials and supplies required to accomplish the five tasks." It appears that we are clearly laying off policemen, firemen, stationary engineers, sanitation workers, clerical staff and approximately 700 persons and yet we arbitrarily take the liberty of giving away free services which represent taxpayers' money. He is still of the opinion that the contract which was awarded to CSC in November was a mistake and this resolution just reinforces his original point.

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The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,

President Harris.

No: Councilmen James, Tucker.

7-R-dj.

RESOLUTION AMENDING RESOLUTION 7-R-1, DECEMBER 29, 1975, "RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 30, FOR MULTI-PHASIC DRUG TREATMENT IN THE AMOUNT OF \$674,000.," BY CORRECTING AMOUNT TO READ \$674,400.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dk.

RESOLUTION REQUESTING THE COMMISSIONER OF INSTITUTIONS AND AGENCIES AND EXECUTIVE DIRECTOR OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN TO JOIN WITH THE CITY IN FINANCING A PLAN TO ARRANGE FOR THE DELIVERY OF HEALTH SERVICE TO GENERAL ASSISTANCE CLIENTS IN THE MOST COMPREHENSIVE AND EFFICIENT MANNER POSSIBLE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dl.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH SUPREME MAINTENANCE, P. O. BOX 149, CEDAR GROVE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER FOR PROJECT KNOWN AS CONTRACT NO. 75-36, INSTALLATION OF NEW FUEL TANKS FOR EMPIRE STREET GARAGE, FOR SUM NOT TO EXCEED \$22,770.; FUNDS AVAILABLE IN DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS.

(Copy of resolution and correspondence submitted to each Member of the Council)

President Harris questioned Mr. Zach whether this was an absolute emergency?

Mr. Zach, Director of Engineering replied that he believes it is. The problem that we have is that the City is under orders to rectify the vapor system on its fuel tank on Empire Street garage. The work is supposed to be done by February 1 and if we do not do it, we were put on notice by the fuel supply companies that they will not be able to make deliveries to us. The intent on acting upon it today will let us get the necessary contracts executed so that work can be done prior to February 1, 1976.

President Harris further questioned Mr. Zach whether this involves a contract which has not been seen by the City Clerk's Staff or the Council?

January 7, 1976

Director of Engineering Zach replied it does involve a contract. A 891
combination of a contract and bidding process. The information has been submitted
to the City Clerk and he believes to the Council for their consideration.

President Harris declared a 2 minute recess at 3:35 P. M.

The Council reconvened at 3:37 P. M.

A motion to adopt the resolution was made by Councilman Allen, seconded by
President Harris.

Councilman Bottone stated for the record the Council is taking action on
"added starters" because they have been told by Administration that fuel will not be
delivered to the Empire Street garage which will enable our vehicles to go out and
perform the services.

He felt again this is laxity upon Administration's part that it comes up
as a late starter. The only reason he will vote in the affirmative is because of the
emergency.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilmen Carrino, James, Tucker.

MOTIONS.

17-M-a.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MAYOR KENNETH A. GIBSON,
SUPERINTENDENT OF SCHOOLS STANLEY TAYLOR AND PRESIDENT OF THE BOARD OF EDUCATION CHARLES
CHARLES A. BELL TO THE EFFECT THEY TAKE NECESSARY STEPS TO RESOLVE THE FISCAL PROBLEM
WITH RESPECT TO THE CONTINUED EMPLOYMENT OF SCHOOL CROSSING GUARDS AND REQUESTED THEY
MEET WITH THE MUNICIPAL COUNCIL AT THEIR NEXT PRE-MEETING CONFERENCE JANUARY 20, 1976
FOR A REPORT ON THEIR PROGRESS IN THIS MATTER, was made by Councilman Tucker,
seconded by President Harris and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RE-
CEIVED DECEMBER 26, 1975, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE CITY OF NEWARK
TO ACCEPT A DEED IN FEE, FROM THE BOARD OF EDUCATION OF THE VOCATIONAL SCHOOLS IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CER-
TAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF RAYMOND BOULEVARD IN THE CITY OF
NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

January 7, 1976

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A motion directing the City Clerk to place this ordinance on the January 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 26, 1975, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON RAYMOND PLAZA WEST."

(Raymond Plaza West, east side, from Market Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 4, ARTICLE 2, SPECIAL REGULATIONS, OF TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO REGULATE TENTS)"

(Copy of ordinance submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the January 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

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MISCELLANEOUS.

The City Clerk reported the following Bingo and Raffles Licenses were issued from December 9, 1975 to December 26, 1975:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Mt. Carmel Guild - Special Education for the Blind | 6655 Amended |
| Central Ward Unit, Boys' Clubs of Newark | 6695 Amended |
| Dominican Fathers | 6796 Amended |
| St. Rocco Church | 6865 Amended |
| St. Antoninus Holy Name Society | 6904 Amended |
| St. James Roman Catholic Church | 6907 Amended |
| Congregation B'Nai Zion | 6929 Amended |
| Blessed Sacrament Home School | 6932 Amended |
| St. Rocco School - Parent Teachers Association | 6965 Amended |
| Immaculate Heart of Mary Church (For the Spanish Speaking) | 6987 |
| Newark Lodge 237 LOOM | 6989 |
| Sacred Heart Cathedral School | 6990 |
| Shamrock Friendship Club of St. Patrick's Pro-Cathedral | 6991 |
| P.F.C. Henry Guglicciello Chapter 57 DAV | 6992 |
| St. Casimir's Roman Catholic Church | 6995 |
| Blessed Sacrament Church | 6996 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Rosary Altar Society - Sacred Heart Church of Vailsburg | 6952 Amended |
| St. Demetrius Greek Orthodox Church | 6988 |
| St. Joseph's Church | 6993 |
| Saint Bridget's Church | 6997 |

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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804 ADJOURNMENT.


12.

A motion to adjourn the meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

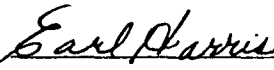
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:40 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, January 21, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Levin B. West, Grace Chapel Reform Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 13, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-bf on this Calendar at this time was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION COMMENDING ANTONIO SANCHEZ, THE ONLY NEWARK FOOTBALL PLAYER NOMINATED TO THE ALL-COUNTY AND ALL-METROPOLITAN TEAM AND TO THE FIRST TEAM OF GROUP IV, STATE OF NEW JERSEY, FOR OUTSTANDING ACHIEVEMENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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Councilman Martinez, on behalf of the Municipal Council, commended Antonio Sanchez for outstanding achievement in being named by the All-County and All-Metropolitan Teams and to the First Team of Group IV, State of New Jersey. Councilman Martinez presented a trophy and an engrossed resolution to Mr. Sanchez.

A motion to consider Resolution 7-R-bx on this Calendar at this time was made by Councilwoman Villani, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION COMMENDING SALVATORE VELTRI OF NEWARK FOR HIS EFFORTS ON BEHALF OF THE NATIONAL BURN VICTIM FOUNDATION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilwoman Villani, on behalf of the Municipal Council, commended Salvatore Veltri, Detective in the Juvenile Aid Bureau, Newark Police Department, for his efforts on behalf of the National Burn Victim Foundation. She presented an engrossed resolution to Mr. Veltri.

Mr. Veltri thanked the Municipal Council for the resolution.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented AUDIT OF ACCOUNTS, INSURANCE FUND COMMISSION, FOR THE YEAR 1974, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit of Accounts be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF DECEMBER, 1975.

A motion that the Report be received and placed on file was made by

Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO NOVEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented COPIES OF MINUTES OF MEETINGS OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD OCTOBER 22, 1975 AND NOVEMBER 13, 1975.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR THE MONTH OF NOVEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented FINAL EVALUATION REPORT, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL, DEPARTMENT OF ADMINISTRATION. (July 1, 1974 - April 30, 1975)

A motion to accept the Final Evaluation Report pending further review was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented FINAL EVALUATION REPORT, WOMEN, INFANT AND CHILDREN SUPPLEMENTAL FOOD PROGRAM (W.I.C.), DEPARTMENT OF ADMINISTRATION. (July 1, 1974 - June 30, 1975)

A motion to accept the Final Evaluation Report pending further review was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h. The City Clerk presented FINAL EVALUATION REPORT, URBAN RODENT AND INSECT CONTROL PROJECT, DEPARTMENT OF ADMINISTRATION. (July 1, 1974 - May 31, 1975)

A motion to accept the Final Evaluation Report pending further review was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i. The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM DECEMBER 15, 1975 TO DECEMBER 19, 1975 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-6, R-32, R-38 AND R-123, FROM DECEMBER 22, 1975 TO DECEMBER 26, 1975; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM DECEMBER 15, 1975 TO DECEMBER 19, 1975 AND FROM DECEMBER 22, 1975 TO DECEMBER 26, 1975.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF DECEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in this application.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

January 21, 1976

4-A-1.

The City Clerk read APPLICATION OF GEORGE F. RHODES PROPERTIES (SPIN CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT STORAGE OF PETROLEUM IN EXCESS OF 30,000 GALLONS; ON PREMISES 100 RIVERSIDE AVENUE; ON CONDITION THAT 1) NO GASOLINE WILL BE STORED.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

None.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO CHAPTER 11 (INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS).

(Intersection of Raymond Boulevard and Waydell Street

Intersection for Speedway Avenue and Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2 PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting First Street, Northbound to Westbound on Orange Street, from 4:00 P. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DEY STREET AS A ONE-WAY STREET.

(Dey Street, Northbound, from Central Avenue to Sussex Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH THIRTEENTH STREET AS A ONE-WAY STREET.

(North Thirteenth Street, Southbound, from Bloomfield Avenue to Beardsley Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO THE INTERSECTION OF PORT STREET AND NEWARK AIRPORT EXIT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-f.

812 The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON COLUMBIA STREET.

(Columbia Street, west side, beginning at a point 114 feet from the southerly curblin of Green Street and extending 50 feet southerly thereof, 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

(Fabyan Place, Northbound, Hillside City Line to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS, ON WEST MARKET STREET.

(West Market Street, south side, from High Street to Wickliffe Street,

9:30 A. M. to 6:00 P. M.

West Market Street, north side, from High Street to Wickliffe Street,

9:00 A. M. to 4:00 P. M.)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS, ON HIGH STREET.

(High Street, east side, from Central Avenue to James Street,

9:30 A. M. to 4:00 P. M., except Sunday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

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6-F-j. The City Clerk read AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE BOARD OF EDUCATION OF THE VOCATIONAL SCHOOLS IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF RAYMOND BOULEVARD IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-k. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON RAYMOND PLAZA WEST.

(Raymond Plaza West, east side, from Market Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public

hearing and be considered for further action on February 4, 1976.

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6-F-1. The City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 4, ARTICLE 2, SPECIAL REGULATIONS, OF TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO REGULATE TENTS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani.

Councilman Martinez requested if anyone is opposed to the adoption of this proposed ordinance to submit his or her objections in writing or appear at the public hearing on this ordinance at the February 4, 1976 meeting of the Municipal Council.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

6-F-m. The City Clerk read AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT A DEED FOR PREMISES KNOWN AS NOS. 207-223 MARKET STREET, AND 37-45 CLINTON STREET (BEING LOTS NOS. 7, 9, 13, 15, 53, 54 AND 59 IN BLOCK 147 ON TAX MAP).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Corporation Counsel Buck and Engineering Director Zach met with the Council January 20, 1976)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Tucker.

President Harris stated Councilman Carrino raised the question of monies owed to the City of Newark by the Star Ledger.

Chief Analyst Polster related this matter was discussed with Administration at the pre-meeting conference. Since then the Staff has met with Corporation Counsel Buck and Acting Tax Collector Joseph. The last and final report indicates the City

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owes the owner of the building \$3,461.71 for overpayment of taxes.

Councilman James queried, "If they made a tax appeal and the City owes them \$3,461.71, what amount of taxes are they presently paying to the City of Newark?"

Chief Accountant Fitzsimons replied when the Staff met with Corporation Counsel Buck and Acting Tax Collector Joseph, they indicated the new ratable was reduced to approximately \$2.2 million and taxes of approximately \$220,000. at a tax rate of approximately \$10.00.

Upon question posed by Councilman Carrino, Chief Analyst Polster replied the operating cost of this building was estimated at approximately \$200,000.

Councilman Tucker contended the Council's option, at this time, is to accept or not accept the deed for these premises. If we accept, we accept the building in its present condition which is operative. It will cost approximately \$200,000. to maintain the building. The question is in what condition do we want to get the building.

Councilman Giuliano commented it will cost the City approximately \$200,000. to maintain this building, plus additional money for other improvements. He asserted the City does not need this building and this money could be used to pay salaries to retain City employees who are being laid off.

Councilman Allen felt the building will automatically belong to the City of Newark if they do not pay taxes. The building will be vandalized and it will cost the City money to demolish it.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, James, Martinez, Tucker, President Harris.

No: Councilmen Carrino, Giuliano.

Not Voting: Councilmen Bottone, Villani.

President Harris: The yeses are five, the noes are two and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE PERMITTING PAYMENT BY CITY OF NEWARK OF \$48,300 TO ANTHONY V. CUOZZO; ENDING CONDEMNATION FOR PREMISES 25-27 HANOVER STREET, 236-242 MALVERN STREET AND 19 DENBIGH STREET, BEING LOTS 60, 77 AND 78 IN BLOCK 1128 AND REPEALING ALL ORDINANCES INCONSISTENT HEREWITH.

WHEREAS the City of Newark pursuant to the Open Space and Green Acres Acquisition and Development Project instituted a Complaint in Condemnation, authorized by Ordinance #6S & FU, adopted October 2, 1974 (now repealed) to obtain the lands and premises in said city, listed below; and did as its estimate of just compensation to the owner, Anthony V. Cuozzo, deposits with the Clerk of the Superior Court of New Jersey in these proceedings \$40,500.00; and

WHEREAS prior to the hearing by the Court appointed commissioners, the parties to the Condemnation amicably settled upon the just compensation to be paid for said lands and premises as \$48,300.00,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK:

1. That for the premises commonly known as #25-27 Hanover Street, #19 Denbigh Street, and #236-242 Malvern Street, being Lots 60, 77, & 78 in Block 1128 on the official tax and tax duplicate, there is to be paid by the City of Newark to Anthony V. Cuozzo, single, for a bargain and sale deed, covenants against acts of the grantor, free and clear of all liens and encumbrances except such as may be approved by the Corporation Counsel (who shall consent to the form of the deed and approve the usual closing adjustments) the sum of \$48,300, of which \$7,800 of said consideration to be paid from the money provided by Ordinance 6 S & FH, passed March 6, 1974, the balance of said purchase price to be obtained by said owner from the money on deposit in the aforesaid condemnation, now aborted.

2. All ordinances to the extent inconsistent herewith are repealed.

3. That this Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by

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Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO DELETE THE TITLE OF ADMINISTRATIVE SECRETARY, NEWARK HUMAN RIGHTS COMMISSION AND TO ESTABLISH THE TITLE, CHIEF CLERK, NEWARK HUMAN RIGHTS COMMISSION AS PER CIVIL SERVICE CLASSIFICATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor" (6S&Fq) adopted November 22, 1966 and amendments thereto be and the same is hereby amended to delete the following title and title code as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-------------------------------------|----------------------------------|----------------------------------|
| (g). Newark Human Rights Commission | | |
| Administrative Secretary 05-020.75 | \$ 9,345 | \$ 10,290 |

Section 2. That Section 1 of the aforementioned ordinance be further amended to create the following title, title code, annual minimum and maximum salary as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Chief Clerk, Newark Human Rights Commission 191106 | \$ 9,567 | \$ 11,628 |

Section 3. All prior ordinances or parts of prior ordinances inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman

Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE IMPOSING A \$60.00 FEE UPON APPLICATIONS FOR CHANGES IN THE CORPORATE STRUCTURE OF CORPORATE HOLDERS OF LIQUOR LICENSES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

CHANGE OF CORPORATE STRUCTURE, FEE

Section 1. (a) There shall be a fee of \$60.00 charged by the Municipal Board of Alcoholic Beverage Control for the acceptance and processing of applications for a change in the corporate structure of a corporation to whom a liquor license has been issued by the City of Newark.

(b) This fee shall be applicable to the holders of retail consumption licenses and retail distribution licenses.

Section 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani
President Harris.

No: Councilman Martinez.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES 54 FAIRVIEW AVENUE (BLOCK 2572, LOT 52), NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That premises commonly known as 54 Fairview Avenue, (Block 2572, Lot 52) on the Official Tax Map and Tax Duplicate (Year 1975) of the City of Newark, New Jersey, be sold to the Housing Authority of the City of Newark, a body corporate and politic of the State of New Jersey, by private sale for the sum of \$2,500.00, pursuant to the provisions of N.J.S. 40A:12-13 (b)(1):

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This Ordinance shall take effect upon its publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 7:104.0 "PERMIT APPLICATIONS AND PLANS, GENERALLY" OF THE BUILDING CODE OF THE CITY OF NEWARK, NEW JERSEY (1964) AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY;

1. That sub-section 7:104.1, "Form of Application; Detailed Statement" of Section 7:104.0, "Permit Applications and Plans Generally", be amended to read as follows:

"Before any permit is issued for the construction or alteration of any building, wall or structure, or any part thereof, or of any building excavation, or of any platform, staging or flooring, the owner or lessee, or agent of either, or the architect employed by such owner or lessee, shall submit to the superintendent of buildings a detailed statement, in triplicate, on application blanks to be furnished by the Bureau of Buildings, and also such block plans, general working drawings and structural details, printed in triplicate, of the proposed work as the superintendent of buildings may require."

2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS IN THE DIVISION OF HEALTH, DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR, IN CONFORMANCE WITH GRANT-IN-AID PROVISIONS OF CHAPTER 36, PUBLIC LAWS 1966 (R. S. CUM. SUPP. 26:2F-1) KNOWN AS THE STATE HEALTH AID ACT OF 1966," (6-S & F-e) ADOPTED APRIL 5, 1967, AS AMENDED AND SUPPLEMENTED. (TO ADJUST CERTAIN SALARY RANGES FOR DIRECTOR AND ASSISTANT DIRECTOR, PUBLIC HEALTH NURSING, C.H.S. AS PER CONTRACT AGREEMENT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That an ordinance entitled, "An ordinance creating certain positions in the Division of Health, Department of Health and Welfare and establishing salaries therefor, in conformance with Grant-In-Aid Provisions of Chapter 36, Public Laws 1966 (R.S. Cum. Supp. 26:2F-1) known as the State Health Aid Act 1966" (6S&Fe) adopted April 5, 1967, be amended to adjust certain salary ranges and to create titles, title codes, annual minimum and annual maximum salary ranges into the Master Pay Grade Schedule therefor, to wit:

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Assistant Director, Public Health Nursing, C.H.S. 301011 | \$ 13,460 | \$ 16,361 |
| Director, Public Health Nursing C.H.S. 401006 | 14,848 | 18,038 |

Section 2. The hereinabove established salary ranges shall be effective as of January 1, 1975.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed except those provisions (see book).

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Giuliano.

President Harris: The yeses are seven, the no is one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-u) AND AMENDMENTS THERETO. (TO ADJUST SALARY RANGES AS PER CONTRACT AGREEMENT FOR PUBLIC HEALTH NURSE SUPERVISOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Health and Welfare and establishing salaries therefor", adopted November 22, 1966 (6S&Fu) and amendments thereto, be and the same is hereby amended by adjusting the salary range into the Master Pay Grade Schedule as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Public Health Nurse Supervisor 301012 | \$ 12,209 | \$ 14,848 |

Section 2. The hereinabove established salary range shall be effective as of January 1, 1975.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Giuliano.

President Harris: The yeses are seven, the no is one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT AS A GIFT THE PREMISES
KNOWN AS NOS. 1136-1146 McCARTER HIGHWAY, NEWARK, NEW JERSEY.

WHEREAS, Ring Bros., Inc., the owner of the premises known as 1136-1146 McCarter Highway (Lot 5 in Block 6) on the Official Tax Map and Tax Duplicate of the City of Newark, has given a deed dated October 27, 1975, for said premises to the City of Newark for the consideration of \$1.00, being a gift for public purposes.

WHEREAS, said premises are offered to the City of Newark free and clear except for the second half of 1975 real estate taxes, survey defects, riparian rights, if any, of the State of New Jersey and United States of America; and easements in Deed Books U 71-64, K 76-419, 4347-1173; and

WHEREAS, Ring Bros., Inc. has paid all costs to search and examine the title to said premises.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the deed from Ring Bros., Inc. for the foregoing mentioned premises, a copy of which has been filed with the City Clerk, be and is hereby accepted as of its date, upon approval of title by the Corporation Counsel and the recording of the deed by the Law Department.
2. That the recorded deed be filed in the Office of the City Clerk.
3. This Ordinance shall take effect upon publication and passage, according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109-111 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163. PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF TWO (2) YEARS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Puerto Rican Legal Committee, Inc., a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 109-111 Chester Avenue, Block 680, Lot 34, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark, pursuant to N.J.S.A.40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with the Puerto Rican Legal Committee, Inc., for a term of two years at a nominal annual rental of One Hundred Sixty-three dollars (\$163.) or County taxes, whichever is greater; and
4. That the subject premises shall be used by the tenants for the purpose of providing legal services; pursuant to N. J. S. A.40A:12-15 paragraphs (h) and(i); and shall be used for the purpose of providing free legal services to indigent Newark residents; and
5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the tenant has undertaken in furtherance of the public purposes for which this lease is granted; the approximate value or cost of any activities conducted on the leased premises; and affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal law; and
6. That the subject premises shall be used by the tenant for the purpose of a Legal Services Center, which shall serve approximately 200 persons.
7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
8. That the tenant shall not be permitted to erect any structures upon the leased premises, and the City of Newark reserves the right to re-enter the premises, without penalty, on ninety (90) days notice.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. MICHAEL J. PICONE, 717 DEGRAW AVENUE, NEWARK, NEW JERSEY, President,

North Ward Property Owners Association, appeared before the Municipal Council. He spoke about the HUD Community Development Administration Block Grant and the establishment of a Council Committee to investigate conditions in the City with respect to Code violations. Mr. Picone strongly opposed laying off any police and firemen in the City of Newark.

Councilman Carrino said the Community Development Administration Block Grant package contains \$100,000. for improved street lighting, \$100,000. for tree trimming and \$10.5 million for salaries. He declared he is not going for the program until it guarantees money to rehire laid-off police and firemen, until it guarantees to replace every old street light with a high density lamp and until it guarantees decent tree trimming in the City of Newark.

6-HC-b.

MR. EMANUEL FOWLER, 408 LESLIE STREET, NEWARK, NEW JERSEY, addressed the

Municipal Council with respect to intolerable conditions existing at 408 Leslie Street.

The City Clerk was directed to forward a verbatim transcript of Mr. Fowler's remarks and a copy of Councilman James' complete file with respect to this matter to Mayor Gibson, Business Administrator Walls, Health and Welfare Director Buford and Bureau of Code Enforcement Chief Sanitary Inspector William Burke for their information and necessary action.

Councilman Carrino recommended the City Clerk be directed to respectfully request the Mayor to make arrangements for the Business Administrator, or his representative, to be in attendance at all public meetings of the Municipal Council so that they may reply to the citizens' complaints at the time they are registered.

6-HC-c.

MR. NUNZIO PETITE, 121 PACIFIC STREET, NEWARK, NEW JERSEY, appeared before

the Municipal Council. He appealed to the Council for adequate service to parochial schools. Mr. Petite urged the Council to support the preservation of St. James Church.

The City Clerk was directed to forward a verbatim transcript of remarks made by Mr. Nunzio Petite to Health and Welfare Director Buford and to invite him to meet with the Municipal Council at their special conference January 27, 1976 to discuss adequate service to parochial schools.

6-HC-d. MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, complained about housing conditions, vandalism, abandoned cars and lack of police protection in the North Ward.

President Harris said a Council Committee has been established to investigate conditions with respect to Code violations in the City of Newark. This Committee will make thorough investigations as to why department heads are not performing their duties. Once the facts are compiled, the Council will exercise its prerogative and maybe some people will be fired.

6-HC-e. MS. MARY LEWIS, 825 SOUTH 12TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in reference to the lack of decent housing in the City of Newark.

Councilman James said Mrs. Ann Edmonds indicated no one did anything to help her to get heat and hot water at 518 Belmont Avenue. He spoke to Mrs. Edmonds and she indicated she had a heating problem. On two occasions his Aides had personally escorted Mrs. Edmonds to meetings with Acting Tax Collector Joseph regarding the conditions. Councilman James declared Acting Tax Collector Joseph is responsible for managing this City-owned property. This is incompetence. The Mayor put a man in a position where the Council felt he could not do the job. He hopes some pressure would be put on incompetent administrators and on the Mayor. Councilman James reiterated he did try to help this woman. He will continue to help people but they should at least acknowledge that.

6-HC-f. MR. DEREK EDLEY, 30 HEDDEN TERRACE, NEWARK, NEW JERSEY, appeared before the Municipal Council. He strongly supported the establishment of a Civilian Complaint Review Board.

Councilman Carrino recalled approximately 15,000 signatures were submitted for the establishment of a Police Review Board. Many of the signatures were invalid. Councilman Carrino declared the people in the North Ward do not want a Police Review Board.

Councilman Martinez strongly opposed the establishment of a Civilian Complaint Review Board. He asserted if a person wants to make a complaint, he can go to the Police Department, Prosecutor's Office or the U. S. Attorney. Nineteen employees would be funded by the City of Newark to police the Civilian Complaint Review Board.

Councilman Giuliano strongly opposed the establishment of a Civilian Complaint Review Board. He contended complaints could be made to the Police Department or the Prosecutor's Office.

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6-HC-g. MR. NATHANIEL PETTIFORD, 386 DAYTON STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council. He appealed to the Council to appropriate funds for the Dayton Street Health Center. Mr. Pettiford stressed the need for this center.

Councilman Martinez related the funds have already been appropriated for this center. There will be community participation.

6-HC-h. MRS. BESSIE WALKER WILLIAMS, 35 VAN VECHTEN STREET, NEWARK, NEW JERSEY, spoke in reference to the health center in this community. She felt people should be trained for geriatric and social care. Mrs. Williams added she wants some input in this center.

A motion to permit Reverend Frank Testa to speak under "Hearings of Citizens" was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-i. REVEREND FRANK TESTA, ST. ROSE OF LIMA CHURCH, 11 GRAY STREET, NEWARK, NEW JERSEY, representing the Roseville Coalition, appeared before the Municipal Council. He stated the Roseville Coalition is composed of seventeen churches and community groups, organized to improve conditions in the City of Newark. Reverend Testa strongly urged the Council to prevent police layoffs. He also expressed concern about police performance, recreation and community development funds coming into the City of Newark.

Councilman Bottone stated this past Sunday he spent time with this group and assured them the doors of City Hall are open and he hopes to keep the lines open. Councilman Bottone reaffirmed the Council doors are open and they will try to work out their problems together.

Councilman James appreciated Reverend Testa's remarks dealing with safety, police and improved services. He hopes the membership would start a letter writing campaign to the Mayor, Administration and Newspaper Editors. Administration says no one has complained about the police and firemen layoff and the Mayor said he did not receive one letter opposing the layoff of police and firemen. The Council is in agreement with the Roseville Coalition. Councilman James added it is also important to understand that although the Council may put money in the budget, how it is used is still the prerogative of Administration.

Councilman Martinez emphasized this Council is not in favor of any police and firemen layoffs. They had recommended hiring additional policemen. Councilman

Martinez said there will be a meeting tomorrow in the East Ward regarding crimes in the streets. He added President Harris indicated a plan, hoping to reinstate most of the police currently slated to be laid off.

Councilman Bottone agreed with Councilman James to start a letter writing campaign to the Mayor and Administration opposing layoff of police and firemen.

President Harris related the Community Development Administration package before the Municipal Council has been held in abeyance because the Council is not satisfied with the facts presented by Administration. They feel there are many shortcomings to the residents of the City. It is the Council's thinking that instead of the greatest portion going toward salaries, it should be spent rendering essential services. In the future, he will make certain suggestions dealing with retaining members of the Police Department with these funds. President Harris declared, "We must restore the confidence of the people of the City of Newark and make it known we will not tolerate these crimes. The Council will take a long hard look at the 1976 Municipal Budget, dealing with essential services, and will set priorities in the best interest of the residents of the City of Newark."

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE FOR THE "IMPACT CRIMINALISTICS LABORATORY," (LEAA-\$483,085., CASH-\$91,626., CASH CREDIT TO PART C OVERMATCH POOL-\$37,950.).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AMENDING RESOLUTION 7-R-bv DATED OCTOBER 16, 1974 AND ENTITLED "RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN A HIGH IMPACT

January 21, 1976

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ANTI-CRIME PROGRAM ENTITLED 'IMPACT CRIMINALISTICS LABORATORY'" BY CORRECTING THE
GRANT DOLLAR AMOUNT OF \$604,269. to \$483,085. (FEDERAL-\$483,085., LOCAL CASH-\$91,626.,
TOTALING \$574,711.) (\$37,950.-CASH CREDIT TO IMPACT OVERMATCH POOL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION PETITIONING THE ESSEX COUNTY PLANNING BOARD FOR A DETERMINATION
THAT ALL OF NEWARK'S RESIDENTIAL NEIGHBORHOODS ARE ENDANGERED BY BLIGHT, PURSUANT TO
N.J.S.A. 54:4-3.72 TO 54:4-3.78.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council January 20, 1976)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY
AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO,
ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$20,513,000 FROM THE
U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT
ACT OF 1974, P. L. 93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE
LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK VICTIM
SERVICE CENTER" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$70,000. BY S.L.E.P.A.
(\$3,889. BY THE STATE OF NEW JERSEY AND \$45,387. LOCAL CASH, TOTALING \$119,276.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT
WITH CUSTOM CORP., T. D., 46 CENTRAL AVENUE, EAST ORANGE, NEW JERSEY TO EMPLOY AND
TRAIN ON-THE-JOB THREE (3) PARTICIPANTS AS DEFINED IN SCOPE OF SERVICES, FOR SUM NOT
TO EXCEED \$3,600.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973,
TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC
CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-g. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT
WITH GARCON DUMBWAITERS CO., INC., 103 RIDGEDALE AVENUE, MORRISTOWN, NEW JERSEY, TO
EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT AS DEFINED IN SCOPE OF SERVICES, FOR
SUM NOT TO EXCEED \$2,320.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT
OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL
PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-h.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH RECTIFIER SYSTEMS CORPORATION, 16 MAIN STREET, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB TWO (2) PARTICIPANTS AS DEFINED IN SCOPE OF SERVICES, FOR SUM NOT TO EXCEED \$2,880.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH ELAN CHEMICAL, 268 DOREMUS AVENUE, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB FIVE (5) PARTICIPANTS AS DEFINED IN SCOPE OF SERVICES, FOR SUM NOT TO EXCEED \$7,475.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH BUTLER INDUSTRIES, INC., 637 CENTRAL AVENUE, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB THIRTY-TWO (32) PARTICIPANTS AS DEFINED IN SCOPE OF SERVICES, FOR SUM NOT TO EXCEED \$48,576.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-k. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH WEEQUAHIC FAMILY HEALTH CENTER, 801 ELIZABETH AVENUE, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB SEVEN (7) PARTICIPANTS AS DEFINED IN SCOPE OF SERVICES, FOR SUM NOT TO EXCEED \$9,720.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ENRIQUE ORTEGA, M. D. FOR DELIVERY OF MEDICAL SERVICES AT NEWARK MUNICIPAL DISPENSARY, FROM JANUARY 21, 1976 TO APRIL 20, 1976, AT A MAXIMUM AMOUNT OF \$975., BUDGETED IN 1976 MUNICIPAL OPERATING BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the certification of availability of funds for these services, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEROME HIRSCHBERG, O. D. FOR DELIVERY OF OPTOMETRIC SERVICES AT NEWARK MUNICIPAL DISPENSARY, FROM JANUARY 21, 1976 TO APRIL 20, 1976, AT A MAXIMUM AMOUNT OF \$950., BUDGETED IN 1976 MUNICIPAL OPERATING BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the certification of availability of funds for these services, was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH FRANK GRADONE, M. D. FOR DELIVERY OF MEDICAL SERVICES AT NEWARK MUNICIPAL DISPENSARY, FROM JANUARY 21, 1976 TO APRIL 20, 1976, AT A MAXIMUM AMOUNT OF \$333., BUDGETED IN 1976 MUNICIPAL OPERATING BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the certification of availability of funds for these services, was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION DESIGNATING OSBORNE TERRACE AS A THROUGH STREET (BETWEEN CLINTON AVENUE AND HAWTHORNE AVENUE, BETWEEN HAWTHORNE AVENUE AND NYE AVENUE AND BETWEEN NYE AVENUE AND LYONS AVENUE); PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN ARIDAS, PRINCIPAL LEGAL STENOGRAPHER, DEPARTMENT OF LAW, FOR PERIOD BEGINNING JANUARY 11, 1976 AND ENDING APRIL 12, 1976. (ILLNESS - FIRST LEAVE BEGAN JULY 11, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

835

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO DOROTHY

TUCKER, SOCIAL CASEWORK SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING DECEMBER 19, 1975 AND ENDING MARCH 19, 1976. (ILLNESS - FIRST LEAVE BEGAN JUNE 19, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M.

HUNT, INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF CODE ENFORCEMENT, FOR PERIOD BEGINNING JANUARY 31, 1976 AND ENDING JULY 31, 1976. (ADMINISTRATIVE ANALYST WITH MULTIPLE DWELLINGS - FIRST LEAVE BEGAN JANUARY 31, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M.

HUNT, INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF CODE ENFORCEMENT, FOR PERIOD BEGINNING JULY 31, 1975 AND ENDING JANUARY 31, 1976.

(ADMINISTRATIVE ANALYST WITH MULTIPLE DWELLINGS - FIRST LEAVE BEGAN JANUARY 31, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-t.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND DEED FROM WILLIAM GREEN AND YVONNE GREEN, HIS WIFE, OWNERS OF PREMISES 5 BEDFORD STREET, BLOCK 248, LOT 3, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM NICHOLAS HOOLKO AND IRENE HOOLKO, HIS WIFE, OWNERS OF PREMISES 75-77 MILFORD AVENUE, BLOCK 2673, LOT 17, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM WILLIAM P. GREEN AND DOROTHY GREEN, HIS WIFE, OWNERS OF PREMISES 14 BROAD STREET, BLOCK 572, LOT 54, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

EMERGENCY RESOLUTION APPROPRIATING \$338,553., SPECIAL ITEM OF APPROPRIATION, (E.P.A.) TITLE X-ENVIRONMENTAL IMPROVEMENT PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council January 20, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INCLUSION OF ANTICIPATED REVENUE IN 1976 BUDGET, "MISCELLANEOUS REVENUE" \$338,553.

(E.P.A) TITLE X-ENVIRONMENTAL IMPROVEMENT PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council January 20, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. AND MRS. WILLIAM

REIN, 82 HILLSIDE AVENUE, SPRINGFIELD, NEW JERSEY 07081, THE SUM OF \$159.04, ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENTS MADE ON ERRONEOUS CHARGES RENDERED ON ACCOUNT NO. 03/107/1050/01, 542 SOUTH 17TH STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING KENNETH A. JOSEPH, ACTING TAX COLLECTOR, TO REMOVE

FROM BOOKS AND RECORDS OF HIS OFFICE \$348.15 LIEN, TOGETHER WITH INTEREST AND COSTS, FOR PREMISES 130 MIDLAND PLACE, ERRONEOUSLY OMITTED ON OFFICIAL SEARCH IN 1971.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE INVESTMENTS TOTTALLING

\$154,200,000 IN ACCORDANCE WITH R. S. 40:5-7-1 AND HOLD INVESTMENTS TO CREDIT OF FUNDS INDICATED ON APPENDIX A TO THIS RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-bb.

RESOLUTION AMENDING RESOLUTION 7-R-d, FEBRUARY 19, 1975, CAPITAL IMPROVEMENT PROGRAM, TO DELETE AND THEN COMBINE 1975 CAPITAL BUDGET PROJECT NUMBER 1975 - TO DELETE CAPITAL PROJECT NO. 2175 AND PROVIDE THAT THE APPROPRIATION MADE FOR SAID PROJECT (\$160,000.) BE COMBINED WITH THE APPROPRIATION MADE FOR CAPITAL BUDGET PROJECT NO. 1975-PHASE I CITY HALL RECONSTRUCTION CONSISTING OF DESIGNING, PLANNING AND INITIAL RECONSTRUCTION, AND INCLUDING THE RECONSTRUCTION OF THE FOUR ELEVATORS THEREIN AND ALL WORK AND APPURTENANCES NECESSARY AND SUITABLE FOR SUCH IMPROVEMENT; ADJUSTED APPROPRIATION FOR CAPITAL BUDGET PROJECT NO. 1975 SHALL BE \$310,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE A BARGAIN AND SALE DEED WITHOUT COVENANTS FOR PARCELS 501A AND 501B SHOWN ON MAP OF McFARLAND-JOHNSON PARCEL PROPERTY MAP AND PROPERTY STRIP MAP, NEW JERSEY TURNPIKE AUTHORITY 1969 WIDENING SECTION 6B, MILE 101 TO MILE 105, CONSISTING OF APPROXIMATELY 0.32 AND 0.12 ACRES RESPECTIVELY FOR \$7,500. ACCOMPANIED BY AN APPROPRIATE SURRENDER OF ITS LEASEHOLD INTEREST BY PORT OF AUTHORITY OF NEW YORK AND NEW JERSEY FOR \$3,750., BEING ONE HALF OF AFORESAID PURCHASE PRICE OF \$7,500. AND FURTHER AUTHORIZING THE DIRECTOR TO EXECUTE A DEED ON BEHALF OF THE CITY CONFIRMING TITLE TO NEW JERSEY TURNPIKE AUTHORITY FOR PARCELS K 501C, 501E, 501F, 501G, 501H, ON THE AFORESAID MAP FOR THE CONSIDERATION OF \$50,457. PLUS INTEREST, NOW ON DEPOSIT WITH THE CLERK OF THE SUPERIOR COURT OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Giuliano, Martinez.

7-R-bd. RESOLUTION DESIGNATING BUS STOP AT INTERSECTION OF RAYMOND PLAZA WEST AND RAYMOND BOULEVARD - ALONG EAST SIDE OF RAYMOND PLAZA WEST, BEGINNING AT SOUTHERLY CURBLINE OF RAYMOND BOULEVARD AND EXTENDING 146 FEET SOUTHERLY THEREFROM; PURSUANT TO SECTION 39:4-197 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION RESCINDING RESOLUTION 7-R-d1, JANUARY 7, 1976, "RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH SUPREME MAINTENANCE, P. O. BOX 149, CEDAR GROVE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER FOR PROJECT KNOWN AS CONTRACT NO. 75-36, INSTALLATION OF NEW FUEL TANKS FOR EMPIRE STREET GARAGE, FOR SUM NOT TO EXCEED \$22,770.; FUNDS AVAILABLE IN DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION COMMENDING ANTONIO SANCHEZ, THE ONLY NEWARK FOOTBALL PLAYER NOMINATED TO THE ALL-COUNTY AND ALL-METROPOLITAN TEAMS AND TO THE FIRST TEAM OF GROUP IV, STATE OF NEW JERSEY, FOR OUTSTANDING ACHIEVEMENT.

(Copy of resolution submitted to each Member of the Council)

(For action on this matter, see Pages 1 and 2 in the minutes of this meeting)

7-R-bg. RESOLUTION APPOINTING ANTHONY IMPERIALE CONSTABLE FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION REAPPOINTING 2 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1976 (NEW JERSEY STATE SPECIAL POLICE ASSOCIATION). (JUNIE BROWN AND JOSHUA PATRICK)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AMENDING RESOLUTION 7-R-v, DECEMBER 29, 1975, "RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR OPEN SPACE PROGRAM IN THE AMOUNT OF \$2,300,000.," BY CORRECTING AMOUNT TO \$2,200,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-w, JANUARY 7, 1976, "EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$2,300,000., SPECIAL ITEM OF APPROPRIATION, OPEN SPACE PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET," BY CORRECTING AMOUNT TO \$2,200,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-bk.

RESOLUTION AMENDING RESOLUTION 7-R-by, JANUARY 7, 1976, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" OPEN SPACE PROGRAM, \$2,300,000.," BY CORRECTING AMOUNT TO \$2,200,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

January 21, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

No: Councilman Martinez.

7-R-bl. RESOLUTION AMENDING RESOLUTION 7-R-g, DECEMBER 29, 1975, "RESOLUTION CAN-
CELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 14, FOR COMPREHENSIVE EMPLOYMENT
AND TRAINING PROGRAM I IN THE AMOUNT OF \$7,829,034.," BY CORRECTING AMOUNT TO
\$7,329,034.

(Copy of resolution and correspondence submitted to each Member of the
Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded
by Councilman Carrino and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-bm. RESOLUTION AMENDING RESOLUTION 7-R-y, JANUARY 7, 1976, "EMERGENCY TEMPORARY
RESOLUTION APPROPRIATING \$7,829,034., SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE
EMPLOYMENT AND TRAINING PROGRAM I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976
BUDGET," BY CORRECTING AMOUNT TO \$7,329,034.

(Copy of resolution and correspondence submitted to each Member of the
Council)

A motion to adopt the resolution was made by Councilman James, seconded
by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-bn. RESOLUTION AMENDING RESOLUTION 7-R-ca, JANUARY 7, 1976, "RESOLUTION REQUEST-
ING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK
BUDGET, 'MISCELLANEOUS REVENUE,' COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM I,
\$7,829,034.," BY CORRECTING AMOUNT TO \$7,329,034.

(Copy of resolution and correspondence submitted to each Member of the
Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded
by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-bo.

RESOLUTION AMENDING RESOLUTION 7-R-f, DECEMBER 29, 1975, "RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBERS 8 AND 10, FOR ELDERLY NUTRITION PROGRAM IN THE AMOUNT OF \$258,557.," BY CORRECTING AMOUNT TO \$208,557.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-bp.

RESOLUTION AMENDING RESOLUTION 7-R-bn, JANUARY 7, 1976, "EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$258,557., SPECIAL ITEM OF APPROPRIATION, ELDERLY NUTRITION PROGRAM, SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET," BY CORRECTING AMOUNT TO \$208,557.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AMENDING RESOLUTION 7-R-cp, JANUARY 7, 1976, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' ELDERLY NUTRITION, \$258,557.," BY CORRECTING AMOUNT TO \$208,557.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION RESCINDING RESOLUTION 7-R-m, DECEMBER 29, 1975, "RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 33, FOR SUMMER NUTRITION - 1975 IN THE AMOUNT OF \$86,718.75."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION RESCINDING RESOLUTION 7-R-bo, JANUARY 7, 1976, "EMERGENCY
TEMPORARY RESOLUTION APPROPRIATING \$86,718.75, SPECIAL ITEM OF APPROPRIATION, SUMMER
NUTRITION - 1975; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION RESCINDING RESOLUTION 7-R-cq, JANUARY 7, 1976, "RESOLUTION
REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY
OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' SUMMER NUTRITION, \$86,718.75."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION AMENDING RESOLUTION 7-R-bh, DECEMBER 29, 1975, "RESOLUTION
CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT AND INSECT CONTROL
PROJECT 1975 IN THE AMOUNT OF \$188,255.," BY CORRECTING AMOUNT TO \$138,255.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AMENDING RESOLUTION 7-R-bl, JANUARY 7, 1976, "EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$188,255., SPECIAL ITEM OF APPROPRIATION, URBAN RODENT AND INSECT CONTROL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET," BY CORRECTING AMOUNT TO \$138,255.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AMENDING RESOLUTION 7-R-cn, JANUARY 7, 1976, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, 'MISCELLANEOUS REVENUE,' URBAN RODENT AND INSECT CONTROL, \$188,255.," BY CORRECTING AMOUNT TO \$138,255.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION COMMENDING SALVATORE VELTRI OF NEWARK FOR HIS EFFORTS ON BEHALF OF THE NATIONAL BURN VICTIM FOUNDATION.

(Copy of resolution submitted to each Member of the Council)

(For action on this matter, see Page 2 in the minutes of this meeting)

7-R-by.

RESOLUTION COMMENDING FOUR MEMBERS OF TRUCK COMPANY NUMBER TEN, NEWARK FIRE DEPARTMENT FOR EXEMPLARY AND MERITORIOUS SERVICE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Martinez recommended the Municipal Council consider "RESOLUTION AUTHORIZING POLICE DIRECTOR OF CITY OF NEWARK OR HIS DESIGNEE TO ENTER INTO AN AMENDMENT OF CONTRACT BETWEEN THIS CITY AND URBAN SCIENCES, INC. (RESOLUTION 7-R-d,

MARCH 20, 1974) TO INCREASE SERVICES TO INCLUDE ASSISTING CITY IN HIRING THREE ENGINEERS TO BE TRAINED IN RESOURCE ALLOCATION SOFTWARE DEVELOPMENT AND OVERALL SOFTWARE DEVELOPMENT OF NC-4 MINI-COMPUTER, CHANGING TERM OF CONTRACT FROM EIGHTEEN (18) TO THIRTY (30) MONTHS, ENDING JUNE 30, 1976 AND TO INCREASE CONTRACT PRICE BY \$92,640.17, THEREBY CHANGING FULL CONTRACT PRICE FROM \$366,548.94 TO \$459,189.11. (AMENDMENT TO CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1, ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)."

(Copy of resolution and correspondence submitted to each Member of the Council)

After considerable discussion by the Council, it was determined this resolution should be placed on the February 4, 1976 Calendar of the Municipal Council.

The City Clerk was directed to invite Business Administrator Walls, Police Director Williams, Police Inspector Martin and High Impact Assistant Director Jesse Kasowitz to meet with the Municipal Council at their special conference January 27, 1976 to discuss the contract with Urban Sciences, Inc. regarding the NC-4 System.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE MAYOR, BUSINESS ADMINISTRATOR AND DIRECTOR OF HEALTH AND WELFARE URGING THEM TO GIVE FIRST CONSIDERATION FOR ALL POSITIONS TO COMMUNITY RESIDENTS WHEN THE CITY COMMENCES TO HIRE STAFF FOR THE DAYTON HEALTH CENTER, was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION URGING THE BOARD OF PUBLIC UTILITIES COMMISSIONERS TO SEEK ALTERNATIVES TO THE RECOMMENDATION OF TRANSPORT OF NEW JERSEY TO REDUCE SERVICE ON BUS LINES NUMBERS EIGHT AND FORTY-EIGHT, TRANSPORT OF NEW JERSEY, WHICH REDUCTION WOULD DO IRREPARABLE HARM TO CITIZENS IN A SECTION OF NEWARK GEOGRAPHICALLY ISOLATED FROM OTHER TRANSPORTATION, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION DIRECTING THE CITY CLERK TO INVITE PUBLIC WORKS DIRECTOR FRISCIA AND STREETS AND SIDEWALKS MANAGER PAUL COLLINS TO MEET WITH THE MUNICIPAL COUNCIL AT THEIR SPECIAL CONFERENCE JANUARY 27, 1976 TO DISCUSS ROAD CONDITIONS, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO INVITE HOUSING DEVELOPMENT AND REHABILITATION CORPORATION EXECUTIVE DIRECTOR THOMAS H. MASSARO TO MEET WITH THE MUNICIPAL COUNCIL AT THEIR SPECIAL CONFERENCE JANUARY 27, 1976 REGARDING THE STATUS OF THE HOUSING DEVELOPMENT AND REHABILITATION CORPORATION, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE PLANNING BOARD TO CONSIDER AN AMENDMENT TO THE ZONING ORDINANCE SO THAT LOTS 23, 45, 58 AND 66 THROUGH 78 OF BLOCK 970 BE CHANGED FROM AN INDUSTRIAL TO A 4TH RESIDENCE ZONE, was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR COUNCIL CONSIDERATION AN ORDINANCE INCREASING THE MAXIMUM PENALTY FROM \$100. TO \$500. FOR VIOLATION OF TITLE 12, FOOD, DRUG AND COSMETICS, was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE LAW DEPARTMENT TO REVIEW THE PUBLIC GARAGE ORDINANCE, RESCINDED JUNE 30, 1970, WHICH REQUIRED LICENSING OF PUBLIC GARAGES AND THE KEEPING OF RECORDS AND FURTHER, THAT THE LAW DEPARTMENT REDRAFT SAME FOR CONSIDERATION BY THE MUNICIPAL COUNCIL, was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 30, 1975, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT ON BEHALF OF THE CITY OF NEWARK, FOR THE BENEFIT OF THE NEWARK DIVISION OF CRIMINAL JUSTICE PLANNING WITH WILLIAM YESKEL ET AL TO LEASE FACILITY SPACE AT 30 HALSEY STREET, NEWARK, NEW JERSEY (CONTRACT TO LEASE SAID SPACE FOR TERM OF ONE YEAR COMMENCING JANUARY 1, 1976 AND ENDING DECEMBER 31, 1976 AT A RENTAL OF \$5,075.00 FOR THE DEMISED PREMISES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Girard Place, from Clinton Avenue to Hawthorne Avenue
Randolph Place, from Wolcott Terrace to Girard Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON OSBORNE TERRACE."

(Deleting Osborne Terrace, both sides, between Lehigh Avenue and Lyons Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 9, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF AVENUE I AS LAID OUT 66 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM JABEZ STREET TO BACKUS STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING TREAT PLACE AS A ONE-WAY STREET."

(Deleting Treat Place, Northbound, from William Street to Branford Place)

(Adding Treat Place, Southbound, from Branford Place to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

January 21, 1976

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BRANFORD PLACE."

(Branford Place, south side, from Braod Street to Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Walls and Engineering Director Zach met with the Council January 20, 1976)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

Not Voting: Councilman Martinez.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HILLSIDE AVENUE AS A ONE-WAY STREET."

(Hillside Avenue, Northbound, from Meeker Avenue to Watson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

850 The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 12, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HALSTEAD STREET."

(Halstead Street, west side, from Tremont Avenue to Norwood Place, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 12, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-c, ADOPTED APRIL 16, 1975 SO AS TO DELETE CAPITAL PROJECT NO. 2175 AND PROVIDE THAT THE APPROPRIATION MADE FOR SAID PROJECT BE COMBINED WITH THE APPROPRIATION MADE FOR CAPITAL PROJECT NO. 1975 AUTHORIZED BY SAID ORDINANCE NO. 6-S & F-c."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JANUARY 13, 1976, NOMINATING DENNIS SULLIVAN AS FINANCE DIRECTOR FOR A TERM COMMENCING ON DATE OF CONFIRMATION AND EXPIRING JUNE 30, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Sullivan met with the Council January 20, 1976)

A motion to confirm the nomination of Dennis Sullivan as Finance Director for a term commencing on date of confirmation and expiring June 30, 1978, was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The nomination is confirmed.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued
from December 31, 1975 to January 13, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Central Ward Girls' Club - Boys' Clubs of Newark | 6945 (Amended) |
| PTA of Our Lady of Mt. Carmel School | 7004 |
| Beth David Jewish Center | 7005 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| PTA of Our Lady of Mt. Carmel School | 6726 (Amended) |
| St. Francis Xavier Roman Catholic Church | 6764 (Amended) |
| Parents Association of St. Lucy School | 6851 (Amended) |
| Society of the Holy Rosary of St. Francis Xavier Church | 6868 (Amended) |
| Alanon Association, Inc. | 6870 (Amended) |
| St. Martin de Porres Educational Association of Queen of Angels School | 6872 (Amended) |
| Holy Name Society Sacred Heart Church | 6899 (Amended) |
| St. Francis Xavier Parent School Guild | 6914 (Amended) |
| St. Thomas Aquinas Church | 6941 (Amended) |
| Newark Aerie No. 44 FOE | 6998 |
| St. Ann's PTA | 6999 |
| St. Ann's Educational Club | 7000 |
| Central Ward Unit Boys Clubs of Newark, Inc. | 7001 |
| Broadway Unit of Boys' Clubs of Newark | 7002 |

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RAFFLES LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| South Ward Unit of Boys' Clubs of Newark | 7003 |
| Sacred Heart Cathedral | 7007 |

A motion to concur in the report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

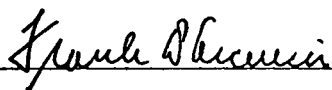
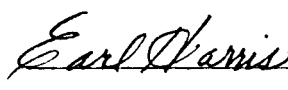
ADJOURNMENT.

12. A motion to adjourn the meeting was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 11:30 P. M.

APPROVED:

| | |
|---|--|
|  |  |
| Frank D'Ascensio | Earl Harris |
| City Clerk | President |

Newark, New Jersey, February 4, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:28 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend William Madden, St. Antoninus Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Kenneth Wilson, Sergeant-at-Arms.

(Councilman James arrived 1:30 P. M.)

President Harris stated, "In accordance with New Jersey P. L 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 28, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD DECEMBER 17, 1975.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD DECEMBER 17, 1975.

(Copy submitted to each Member of the Council)

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A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented REPORT OF DIVISION OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF DECEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY THE BUSINESS ADMINISTRATOR, FOR THE MONTH OF DECEMBER, 1975.

A motion to approve the Report of Contracts Awarded was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD DECEMBER 18, 1975.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM DECEMBER 29, 1975 TO JANUARY 2, 1976 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-121, FROM JANUARY 5, 1976 TO JANUARY 9, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM DECEMBER 29, 1975 TO JANUARY 2, 1976 AND FROM JANUARY 5, 1976 TO JANUARY 9, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The City Clerk read APPLICATION OF JOAQUIM VIGARIO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONVERSION OF A BUILDING TO 4-FAMILY DWELLING ON A LOT WITH MORE THAN ONE MAIN BUILDING AND WITH INSUFFICIENT REAR YARD; ON PREMISES 97-99 ANN STREET.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF LEONARD KURMAN (ROSE KURMAN, OWNER); TO PERMIT IN A 3RD INDUSTRIAL DISTRICT 1-STORY ADDITION TO AUTOMOBILE SALES AND WRECKING BUSINESS; ON PREMISES 964-978 FRELINGHUYSEN AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

February 4, 1976

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4-A-3. The City Clerk read APPLICATION OF MOBIL OIL CORPORATION, OWNER; TO PERMIT IN A 4TH BUSINESS DISTRICT RENEWAL OF GASOLINE STATION; ON PREMISES 1067-1077 RAYMOND BOULEVARD; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF FIVE YEARS ENDING AUGUST 28, 1980.

(Vote of Board of Adjustment 5-0)

(Previous applications approved August 17, 1955, September 1, 1965 and May 20, 1970)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. SEYMOUR S. LICHTENSTEIN, 10 CHERRY STREET, ELIZABETH, NEW JERSEY, Attorney for the applicant, appeared before the Municipal Council urging them to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4. The City Clerk read APPLICATION OF WILLIAM F. BOROM, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING BODY AND FENDER REPAIRS AND PAINTING; ON PREMISES 250-262 BERGEN STREET; ON CONDITION THAT 1) A SPRAY BOOTH IS INSTALLED; 2) NO CARS ARE PARKED ON THE STREET.

(Vote of Board of Adjustment 5-0)

(Previous application approved November 2, 1960, 258 Bergen Street)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. WILLIAM F. BOROM, 1154 LORAIN AVENUE, PLAINFIELD, NEW JERSEY, the applicant appeared before the Municipal Council urging them to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5. The City Clerk read APPLICATION OF BEST PROVISION CO., INC. (152 JELLIFF AVENUE, CORP., OWNER); TO PERMIT IN 3RD RESIDENCE AND 1ST INDUSTRIAL DISTRICTS 1-STORY ADDITION TO MEAT PROCESSING PLANT AND WITH NO FRONT NOR SIDE YARDS; ON PREMISES 143-173 JELLIFF AVENUE.

(Vote of Board of Adjustment 5-0)

January 4, 1976

(Previous applications approved December 16, 1959, 151-155 Jelliff Avenue and March 20, 1974, 163-167 Jelliff Avenue)

The City Clerk called for those desiring to be ~~heard on the~~ application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing ~~and concur in the~~ recommendations of the Board of Adjustment was made by President Harris, ~~seconded by~~ Councilman Villani and declared adopted by President Harris by the following ~~votes~~:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, ~~James~~, Martinez, Tucker, Villani, President Harris.

4-A-6. The City Clerk read APPLICATION OF P. PEPE & SONS, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT 1-STORY ADDITION TO SCRAP PAPER BUSINESS ON PREMISES 27-31 MALVERN STREET.

(Vote of Board of Adjustment 5-0)

(Previous application approved June 6, 1973, 19-33 Malvern Street)

The City Clerk called for those desiring to be ~~heard on the~~ application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing ~~and concur in the~~ recommendations of the Board of Adjustment was made by Councilman Giuliano, ~~seconded by~~ Councilman James and declared adopted by President Harris by the following ~~votes~~:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

FOR RECONSIDERATION.

4-A-7. The City Clerk read APPLICATION OF ISMAEL G. SANTIAGO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT 1-STORY FRONT ADDITION TO BUILDING ~~USED~~ FOR STORE AND DWELLING AND WITH NO REAR OR SIDE YARD; ON PREMISES 20-22 VAN WAGENEN STREET.

(Vote of Board of Adjustment 4-1)

(Rejected by the Council February 19, 1975)

(Remanded by Judge Margolis for findings of facts and conclusions of law on January 16, 1976)

The City Clerk called for those desiring to be ~~heard on the~~ application to approach the rail, give his name and address and be heard.

MR. ROBERT RUSIGNOLA, 24 BRANFORD PLACE, NEWARK, NEW JERSEY, representing Mr. Ismael G. Santiago, the applicant, who was also present, pointed out this is an application for an addition to a store already pre-existing and has been operating for approximately 2 years.

Councilman Carrino asked Mr. Rocco Rossi, Secretary to the Board of Adjustment

850 whether this application is for a new store or an addition to the building.

Mr. Rossi replied this application is for a variance to permit an addition to an existing store.

Councilman Carrino questioned whether the store is operating legally?

Mr. Rossi replied in the affirmative pointing out the store has been a non-conforming retail business for many years. This applicant was given permission to operate a store years ago due to the fact it had been previously used as a retail florist. He added the application is an addition to an existing store.

Councilman Carrino stated in view of the facts presented, he would vote in the affirmative on this application.

No one else appearing a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO CHAPTER 11 (INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS)

(Intersection of Raymond Boulevard and Waydell Street

Intersection for Speedway Avenue and Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1976.

February 4, 1976

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

(Fabyan Place, Northbound, from Hillside City Line to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c. The City Clerk read AN ORDINANCE AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT ON BEHALF OF CITY OF NEWARK, FOR THE BENEFIT OF THE NEWARK DIVISION OF CRIMINAL JUSTICE PLANNING WITH WILLIAM YESKEL ET AL TO LEASE FACILITY SPACE AT 30 HALSEY STREET, NEWARK, NEW JERSEY (CONTRACT TO LEASE SAID SPACE FOR TERM OF ONE YEAR COMMENCING JANUARY 1, 1976 AND ENDING DECEMBER 31, 1976 AT A RENTAL OF \$5,075.00 FOR THE DEMISED PREMISES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1976.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Girard Place, from Clinton Avenue to Hawthorne Avenue

Randolph Place, from Wolcott Terrace to Girard Place)

February 4, 1976

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON OSBORNE TERRACE.

(Deleting Osborne Terrace, both sides, between Lehigh Avenue and Lyons Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF AVENUE I AS LAID OUT 66 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM JABEZ STREET TO BACKUS STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1976.

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING TREAT PLACE AS A ONE-WAY STREET.

(Deleting Treat Place, Northbound, from William Street to Branford Place)

(Adding Treat Place, Southbound, from Branford Place to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-h. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BRANFORD PLACE.

(Branford Place, south side, from Broad Street to Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-i. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HILLSIDE AVENUE AS A ONE-WAY STREET.

(Hillside Avenue, Northbound, from Meeker Avenue to Watson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

February 4, 1976

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING, PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HALSTEAD STREET.

(Halstead Street, west side, from Tremont Avenue to Norwood Place, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING ORDINANCE NO. 6-S & F-c, ADOPTED APRIL 16, 1975 SO AS TO DELETE CAPITAL PROJECT NO. 2175 AND PROVIDE THAT THE APPROPRIATION MADE FOR SAID PROJECT BE COMBINED WITH THE APPROPRIATION MADE FOR CAPITAL BUDGET PROJECT NO. 1975 AUTHORIZED BY SAID ORDINANCE 6-S & F-c.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE AMENDING SECTION 23:3-2 PROHIBITING LEFT TURNS, OF TITLE 23,
TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966,
AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

FIRST STREET, Northbound to Westbound on Orange Street from

4 P. M. to 6 P. M., Monday through Friday.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC
AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS
AMENDED AND SUPPLEMENTED, DESIGNATING DEY STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

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| <u>Street</u> | <u>Direction of Traffic</u> | <u>From</u> | <u>To</u> |
|---------------|---------------------------------|----------------|---------------|
| Dey Street | Northbound | Central Avenue | Sussex Avenue |

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH THIRTEENTH STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|----------------------|--------------------------------|-------------------|------------------|
| N. Thirteenth Street | Southbound | Bloomfield Avenue | Beardsley Avenue |

Section 2. Any ordinance or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to

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approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:11-1, INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO THE INTERSECTION OF PORT STREET AND NEWARK AIRPORT EXIT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:11-1, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

The intersection of Port Street and the Newark Airport Exit

Section 2. That the traffic signal installation shall be in accordance with the provision of an act concerning motor vehicles and traffic regulations, Sub-Title I of Title 39 of the Revised Statutes of the State of New Jersey; shall conform to the design and shall be maintained in operation as authorized by the Department of Transportation.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED PROHIBITING PARKING ON COLUMBIA STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Columbia Street, west side, beginning at a point 114 feet from the southerly curblineline of Green Street and extending 50 feet southerly thereof, 7 A.M. to 6 P.M., Monday through Friday.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

February 4, 1976

AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE
23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY,
1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS, ON WEST MARKET STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-5, Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

West Market Street, south side, from High Street to Wickliffe Street, 9:30 A.M. to 6:00 P.M.

West Market Street, north side, from High Street to Wickliffe Street, 9:00 A.M. to 4:00 P.M.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE
23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY,
AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS, ON HIGH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-5, Parking Limited to Two hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto:

High Street, east side, from Central Avenue to James Street, 9:30 A.M. to 4 P.M., except Sunday.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Ciuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE BOARD OF EDUCATION OF THE VOCATIONAL SCHOOLS IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF RAYMOND BOULEVARD AND WICKLIFFE STREET IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City of Newark accept a deed from BOARD OF EDUCATION OF THE VOCATIONAL SCHOOLS IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY, a public educational institutional, for the nominal consideration of \$1.00, conveying in fee for the purpose of widening Raymond Boulevard the following described lands and that such deed, when executed, be delivered to the Law Department of the City of Newark for recording in the Essex County Register's Office; namely,

All that certain tract or parcel of land and premises, hereinafter particularly described, situate, lying and being in the City of Newark, County of Essex and State of New Jersey, and more particularly described as follows:

BEGINNING at a point in the easterly line of Wickliffe Street, said point being distant 291.01 feet on a course of North 19° 25' 30" East from the intersection of the Easterly line of Wickliffe Street and the Northerly line of vacated Academy Street; thence

- 1) Along the Easterly line of Wickliffe Street, North 19° 25' 30" East 115.00 feet, thence
- 2) Still along said line North 12° 36' 30" East 49.82 feet, thence
- 3) South 84° 39' 08" East 10.55 feet to a point in the Westerly line of Raymond Boulevard; thence
- 4) Along the Westerly line of Raymond Boulevard south 50° 20' 52" West 73.78 feet to a point of curvature; thence

5) Southerly, still along said line, on a curve to the left with a radius of 460.00 feet, an arc length of 361.03 feet to a point of compound curvature; thence

6) Southerly, still along said line, on a curve to the left with a radius of 860.00 feet, an arc length of 79.00 feet; thence

7) South 19° 06' 46" West 22.19 feet; thence

8) Northwesterly, on a curve to the right with a radius of 880.00 feet, an arc length of 90.57 feet to a point of compound curvature; thence

9) Northwesterly on a curve to the right with a radius of 480.00 feet, an arc length of 211.25 feet; thence

10) South 75° 35' 45" West 13.00 feet; thence

11) Northerly, on a curve to the right with a radius of 493.00 feet, an arc length of 77.07 feet; thence

12) North 70° 34' 30" West 21.18 feet to the Easterly line of Wickliffe Street and the Point of BEGINNING.

Containing an area of twelve thousand seven hundred sixty-eight (12,768) square feet, be the same more or less.

BEING part of the same lands conveyed to the Board of Education of Vocational Schools in the County of Essex by deed dated December 22, 1970 and recorded in Deed Book 4362, page 865 &c. on December 22, 1970.

THERE is no intention to re-dedicate any street in the foregoing description which has been vacated.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public

February 4, 1976

hearing, second reading and final passage:

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AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON RAYMOND PLAZA WEST.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at all times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Raymond Plaza West, east side, from Market Street to Raymond Boulevard

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 4, ARTICLE 2, SPECIAL REGULATIONS, OF TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Chapter 4, Article 2, Special regulations, of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be supplemented by adding Section 8 as follows:

February 4, 1976

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27:4-8 No tents shall be erected for a business use except upon application to the board of adjustment, which is directed to hear the same in the same manner and under the same procedure as the board of adjustment is empowered by law and ordinance to hear cases and make exceptions to the provisions of a zoning ordinance, and empowered to recommend in writing to the council that a permit for such use be granted, if, in its judgment, it will not be detrimental to the health, safety and general welfare of the community, and is reasonably necessary for the convenience of the community. The board of adjustment shall apply all regulations of this title in considering any application under this section.

SECTION 2. Any ordinance or part thereof inconsistent with this ordinance is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT A DEED FOR PREMISES KNOWN AS NOS. 207-223 MARKET STREET, AND 37-45 CLINTON STREET (BEING LOTS NOS. 7, 9, 13, 15, 53, 54 & 59 IN BLOCK 147 ON THE TAX MAP)

WHEREAS, Newark Morning Ledger Co., the owner of the premises mentioned above has granted said premises to the City of Newark by Deed dated and delivered December 30, 1975; and

WHEREAS, the title to the aforesaid premises has been approved by the Corporation Counsel,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Deed from Newark Morning Ledger Co. granting and conveying the aforementioned premises to the City of Newark, be accepted as of the date and delivery of said Deed.

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2. That the recorded Deed be filed in the Office of the City Clerk.

3. This Ordinance shall take effect upon publication and passage, according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to this ordinance. He pointed out the City is now collecting in excess of \$200,000. on this property and if this offer is accepted another building will be off the tax rolls. He felt the City Council would be providing a substantial tax benefit to the owner. He can not understand why the City would take over a building on which they are currently collecting taxes. If this owner stops paying taxes, the City will get the property as provided by the statutes.

The speaker urged the Council to defeat or defer action on this ordinance until further study has been made.

Councilman James remarked the speaker had raised some fruitful questions. He pointed out if the present owner refuses to pay taxes, they can not go into receivership until a certain period of time as provided by law. During that time the building may become vandalized and the City would be taking over a building in a vandalized condition.

Councilman James raised the question whether the speaker was of the opinion this building might be disposed of by City auction.

Mr. Murnick replied the City under the police powers can secure the building from vandalism. He noted the Municipal Council could pass an ordinance requiring 24 hour security guard. With respect to the question of the auction, he felt that requires more thought. He pointed out it might be possible that a tax exempt organization might seek this building.

Councilman James noted a stipulation could be made that a non-profit group or organization would not be eligible for such sale.

Councilman Carrino pointed out the Council requested the Director of Engineering to submit a report as to the cost of operation and upkeep of the building which has not yet been received. He suggested a deferment of this ordinance would be in order.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Villani.

Councilman James reiterated there is a very important question that has been put before the Council as to whether this building should be used for a City agency or whether it should be auctioned off under the homesteading laws.

Councilman James stated he is opposed to the City continuing to take over

additional facilities for City-owned properties. He felt the real challenge would be to restore this building to the tax rolls as opposed to becoming another City Hall Annex.

Councilman Carrino reported he spent several hours going through the entire building and felt the Police Department would only use a small part of the building. He opined the City Engineer should have experts inspect the building to find what kind of utilization could be made of this facility. Until we receive such an evaluation, he felt the Council could not intelligently act on this ordinance.

Councilman Tucker stated he has no problems with deferring this ordinance. He felt the question of the utilization of the building should be made after the Council makes a decision whether to accept or reject this offer.

Councilman Tucker pointed out if action is not taken within a short period of time, the building will be vandalized, such as happened to many other buildings in the City. He felt it is worthwhile to accept the building as a gift, rather than wait for vandalism to occur.

The motion to close the hearing and defer action on this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

The Council requests that the Director of Engineering supply them with an estimate of the cost of maintenance of this building as was requested in letter dated January 13, 1976. The Council further requests the Director of Engineering submit his evaluation of the utilization of this building.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a public hearing held thereon. It is now before you on second reading and final passage.

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109-111 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163., PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO (2) YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

February 4, 1976

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A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

Councilman Tucker noted Mr. Clark who had registered as a speaker for this meeting contacted him he would be unable to attend this meeting. Councilman Tucker stated for the record he wishes to introduce two communications sent by him to Director Williams on September 24, 1975 and Director Williams response dated September 26, 1975.

DONALD TUCKER
COUNCILMAN-AT-LARGE
NEWARK, NEW JERSEY

733-6427

September 24, 1975

Mr. Hubert Williams, Director
Emergency Police Department
22 Franklin Street
Newark, N.J.

Dear Hubert:

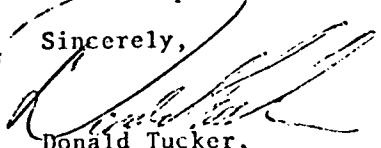
It has been brought to my attention that there has been various Livery Licensed vehicles operating illegally as taxicabs within the general Newark community. To be more specific, I have been in receipt of a call from representatives of the Taxi Board of Trade, (an organization representing the medallion owners within the City of Newark) stipulating the following:

1. A 1969 Chevy, yellow body. N.J. License #462-BOU operates out of Penn Station as a taxicab with a Livery License, day and night.
2. The Newark Auto-Cab Transportation. License plate #OXM-528 operates at City Hospital between the hours of 1:00 to 5:00 p.m.
3. Beys Auto-Cab with a dome light and a light green top 1972 Ford. License plate #OXR-478 operates out of Penn Station from 7:00 p.m. to 4:00 a.m.

I have enclosed for your information a copy of N.J.S.S. #48:16-12 and 16-22, dealing with the responsibility of Liveries. If the allegation raised by the Cab Owners Association is valid, it is my hope that you can move expeditiously as possible in correcting this alleged illegal action.

I would appreciate it if you would communicate with me at your earliest possible convenience on the above mentioned matter.

Sincerely,


Donald Tucker,
Councilman-At-Large

DT:bb

February 4, 1976

Kenneth A. Gibson
Mayor

Police Department

22 Franklin Street
Newark, New Jersey 07102
201 733-6007

Hubert Williams
Director

September 26, 1975

Hon. Donald Tucker
Councilman-at-Large
City of Newark
City Hall
Newark, New Jersey 07102

Dear Councilman Tucker:

Please be advised that your communications dated September 24th, 1975, concerning the issue of whether or not certain vehicles which are being operated as taxicabs in the City of Newark, can legally do so without a Livery license as proscribed by N.J.S.A.48:16-1, et. seq., has been forwarded to the corporation counsel, whereupon you shall be advised.

If I may be of further service, do not hesitate to contact my office.

Sincerely,


HUBERT WILLIAMS, J. D.
POLICE DIRECTOR

HW:RW:mtv

Councilman Tucker stated Mr. Clark and taxi drivers are raising the question of what can be done with liveries. Councilman Tucker stated he has met with Corporation Counsel who pointed out it is a matter of the Police Director enforcing the law. He suggested a communication be sent to the Police Director requesting him to enforce the laws which are embodied with the communication dealing with livery licenses within the City of Newark.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE FOR THE "IMPACT CRIMINALISTICS LABORATORY," (LEAA-\$483,085., CASH-\$91,626., CASH CREDIT TO PART C OVER-MATCH POOL-\$37,950.

(Copy of resolution and correspondence submitted to each Member of the Council)

February 4, 1976

870 A motion to table this resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AMENDING RESOLUTION 7-R-bv DATED OCTOBER 16, 1974 AND ENTITLED "RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN A HIGH IMPACT ANTI-CRIME PROGRAM ENTITLED, "IMPACT CRIMINALISTICS LABORATORY BY CORRECTING THE GRANT DOLLAR AMOUNT OF \$604,269 TO \$483,085. (FEDERAL-\$483,085., LOCAL CASH -\$91,626., TOTTALLING \$574,711.) (\$37,950.-CASH CREDIT TO IMPACT OVERMATCH POOL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION PETITIONING THE ESSEX COUNTY PLANNING BOARD FOR A DETERMINATION THAT ALL OF NEWARK'S RESIDENTIAL NEIGHBORHOODS ARE ENDANGERED BY BLIGHT, PURSUANT TO N.J.S.A. 54:4-3.72 TO 54:4-3.78.

(Copy of resolution and correspondence submitted to each Member of the Council)

At the request of President Harris, City Clerk D'Ascensio explained the implementation of the adoption of this resolution was discussed with representatives of the financial community in conference. During discussion, the possibility of loans not being granted in the City of Newark and the question of securing additional fire and homeowners insurance were discussed. At the request of the Council, he was in communication with Mr. Robert Ferguson, Jr. President, First National State Bank, Mr. Rudolph Novotny, United States Savings Bank and Mr. David Rinsky, Director of Greater Newark Chamber of Commerce who assured him that in no way would the adoption of this resolution jeopardize the rights of property owners which they are entitled to nor would it endanger the value of their homes in any way. Their opinion was expressed that the desire to upgrade neighborhoods and improve properties would enhance the reputation of the City and therefore, make insurance more readily available.

Councilman Carrino explained the adoption of this resolution would permit people to make up to \$4,000. improvement on their homes and not have the tax assessment raised for five years. This is giving homeowners the incentive to improve their properties. The Council thought perhaps the adoption of this resolution might have an

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adverse impression and that is the reason why the Council sat down with representatives of the financial community. He felt this might have a positive effect on the community at large.

Councilman James requested whether communication received from Mr. Rinsky was in writing or verbal.

The City Clerk replied, Mr. Rinsky indicated he could be quoted verbatim because he was personally in touch with insurance companies who write insurance in the City. He assured the City Clerk the insurance companies would not consider this action detrimental or to the possibility of cancelling out any policies.

Councilman Tucker stated he is concerned with securing this exemption but there are other factors. He noted insurance rates within the City of Newark were raised during the last year 15%. He felt the major problem involved is the increase of insurance rates.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and failed of adoption by the following votes:

Yes: Councilmen Giuliano, Bottone, President Harris.

No: Councilmen Allen, Carrino, James, Martinez, Tucker.

Not Voting: Councilman Villani.

Councilman Carrino questioned whether the City Clerk had anything in writing to substantiate the remarks of the financial community.

City Clerk D'Ascensio replied he did not have a written report and he did not think there would be any reluctance on the parts of the individuals concerned to submit such report.

Councilman Carrino felt this matter should be deferred until it is secured in writing.

President Harris pointed out the roll call has been officially taken and this matter will appear on the next agenda.

7-R-d. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO, ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$20,513,000 FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, P. L. 93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK VICTIM SERVICE CENTER" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$70,000. BY S.L.E.P.A. \$3,889. BY THE STATE OF NEW JERSEY AND \$45,387. LOCAL CASH, TOTALLING \$119,276.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION DESIGNATING OSBORNE TERRACE AS A THROUGH STREET (BETWEEN CLINTON AVENUE AND HAWTHORNE AVENUE, BETWEEN HAWTHORNE AVENUE AND NYE AVENUE AND BETWEEN NYE AVENUE AND LYONS AVENUE); PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION AUTHORIZING POLICE DIRECTOR OF CITY OF NEWARK OR HIS DESIGNEE TO ENTER INTO AN AMENDMENT OF CONTRACT BETWEEN THIS CITY AND URBAN SCIENCES, INC. (RESOLUTION 7-R-d, MARCH 20, 1974) TO INCREASE SERVICES TO INCLUDE ASSISTING CITY IN HIRING THREE ENGINEERS TO BE TRAINED IN RESOURCE ALLOCATION SOFTWARE DEVELOPMENT AND OVERALL SOFTWARE DEVELOPMENT OF NC-4 MINI-COMPUTER, CHANGING TERM OF CONTRACT FROM EIGHTEEN (18) TO THIRTY (30) MONTHS, ENDING JUNE 30, 1976 AND TO INCREASE CONTRACT PRICE BY \$92,640.17, THEREBY CHANGING FULL CONTRACT PRICE FROM \$366,548.94 TO \$459,189.11. (AMENDMENT TO CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

At the request of President Harris, Chief Analyst Polster stated all of the problems related to Urban Sciences, Inc. have been clarified with the exception of the availability of funds certification. He stated he has just been in touch with Corporation Counsel Buck and Assistant Corporation Perillo who were in telephonic communication with Comptroller Jones. Corporation Counsel Buck suggested this resolution is in order and suggested approval pending clarification of certification of availability of funds.

Councilman Tucker felt there was some doubt about the Council's approving something where the availability of funds is not specifically given.

Chief Analyst Polster stated this matter had been discussed at length between the Corporation Counsel and the Comptroller and upon the resubmission of the certification of availability of funds there appears to be no problem. It appears moneys are available and the question revolves itself with the written documentation on the certification.

A motion to adopt the resolution subject to the submission of a clarification of the certification of availability of funds and that no contracts in connection with this resolution be signed until this certification is furnished was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

No: Councilmen James, Tucker.

7-R-h. RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE INVESTMENTS LISTED ON APPENDIX A, PURSUANT TO R. S. 40:5-7-1 AND HOLD THESE INVESTMENTS TO THE CREDIT OF FUNDS INDICATED ON APPENDIX A.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-i. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$288,700., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER EXPENSES, URBAN RODENT AND INSECT CONTROL PROGRAM, 1976; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$119,545., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER EXPENSES, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, TITLE X; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,500,000., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER EXPENSES, WOMEN, INFANT'S AND CHILDREN'S PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$118,827., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER EXPENSES, CHILDHOOD LEAD POISONING PREVENTION CONTROL PROGRAM, 1976; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$2,650., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, EQUIPMENT, OFFICE EQUIPMENT; TO PROVIDE FUNDS FOR REPLACEMENT OF AN INOPERABLE CHECK WRITER; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$1,500,000., WOMEN, INFANT'S AND CHILDREN'S PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$119,545., CHILDHOOD LEAD
POISONING PREVENTION AND CONTROL PROGRAM - TITLE X.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-p. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$288,700., URBAN RODENT AND
INSECT CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-q. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$118,827., CHILDHOOD LEAD
POISONING PREVENTION AND CONTROL PROGRAM, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-r. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION,
OFFICE OF THE BUSINESS ADMINISTRATOR, OTHER SALARIES AND WAGES, SECRETARIAL ASSISTANT-
\$1,563., TO DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, SALARIES
AND WAGES, BUSINESS ADMINISTRATOR-\$700., ASSISTANT BUSINESS ADMINISTRATOR-\$420. AND
ADMINISTRATIVE CLERK-\$443., TOTALLING \$1,563., PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino,
seconded by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL AT PUBLIC AUCTION RECOVERED
MOTOR VEHICLES, 218 JUNK VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND 40A:14-157.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR
\$850.54 PAYABLE TO SERGEANT RICHARD J. FANNING UPON RECEIPT OF GENERAL RELEASE EXECUTED
BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY
CORPORATION COUNSEL, FOR DAMAGES INCURRED TO HIS VEHICLE WHILE ON OFFICIAL POLICE PURPOSES
WHICH STRUCK A LARGE POTHOLE ON WEST PEDDIE STREET NEAR INTERSECTION OF JOHNSON AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO REMOVE ERRONEOUS CHARGES IN
AMOUNT OF \$348.15 TOGETHER WITH INTEREST AND COSTS TO DATE FROM TAX RECORDS FOR PREMISES
130 MIDLAND PLACE, BLOCK 4275, LOT 72, WHICH WAS ENTERED ON THE CITY TAX LEDGER TWICE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE
JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR
PERIOD BEGINNING JANUARY 1, 1976 AND ENDING JULY 1, 1976. (ASSIGNED TO SAFE AND CLEAN
STREETS - FIRST LEAVE BEGAN JULY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LARRIE W.

STALKS, SECRETARY, OFFICE OF THE MAYOR AND AGENCIES, CENTRAL PLANNING BOARD, FOR PERIOD BEGINNING DECEMBER 31, 1975 AND ENDING JUNE 30, 1976. (SERVING AS REGISTER OF ESSEX COUNTY - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION GRANTING EXTENSION OF LEAVE WITHOUT PAY TO VINCENT W. BONO, WATER

METER REPAIRMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF WATER SUPPLY, FOR PERIOD BEGINNING JANUARY 10, 1976 AND ENDING JULY 10, 1976. (WORKING IN DIVISION OF INSPECTIONS- FIRST LEAVE BEGAN APRIL 7, 1970)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING ACCEPTANCE OF DEED FROM MARGARET WHITELEY AND ROBERT

WHITELEY, HER HUSBAND, OWNERS OF PREMISES 88 NINTH AVENUE, BLOCK 1860, LOT 5, PURSUANT TO NEW JERSEY STATUTE 54:4-109 IN LIEU OF FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING TAX ASSESSOR TO CANCEL OUTSTANDING REAL ESTATE TAXES

FOR PREMISES 864 BERGEN STREET, BLOCK 3589, LOT 11, IN THE AMOUNT OF \$652.49 AND PREMISES 652 BERGEN STREET, BLOCK 3589, LOT 12, IN THE AMOUNT OF \$928.19 FOR THE YEAR 1971, OWNED BY STATE OF NEW JERSEY, WHICH WAS ASSESSED IN ERROR; FURTHER AUTHORIZING ACTING TAX COLLECTOR TO ISSUE OFFICIAL RECEIPT SHOWING SUCH PAYMENT OF TAXES FOR TAX YEARS 1968, 1969 AND 1970 TOGETHER WITH COSTS AND INTEREST TO MR. AND MRS. WILLIAM MINCHIN, C/O RIKER, DANZIG, SCHERER AND DEBEVOISE, ESQ., ATTORNEYS FOR MR. AND MRS. MINCHIN, ATTENTION MICHAEL K. FUREY, ESQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL TAXES OUTSTANDING AGAINST THE IMPROVEMENTS ON PROPERTY 42-50 PARK PLACE, BLOCK 125, LOT 15, FOR TEN (10) MONTHS OF 1972 FROM MARCH TO DECEMBER, INCLUSIVE, IN THE SUM OF \$143,429.22 TOGETHER WITH ANY ACCRUED CHARGES THEREON. (ESSEX COUNTY BOARD OF TAXATION ENTERED A JUDGMENT REDUCING ASSESSMENT TO \$2,150,000 ALLOCATED LAND \$362,700., BUILDING \$1,787,300. WHICH SAID JUDGMENT WAS APPEALED TO STATE DIVISION OF TAXATION BOTH BY CITY OF NEWARK AND TAXPAYER - PARTIES AGREED THAT SAID IMPROVEMENTS SHOULD PROPERLY BE EXEMPTED FROM TAXES FROM MARCH 1, 1972, LAND REDUCED TO \$60,400. AND BUILDING \$297,900. TO COVER MONTHS OF JANUARY AND FEBRUARY 1972 SINCE TAX ABATEMENT AND EXEMPTION COMMENCED ON MARCH 1, 1972)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$835,815., DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, VEHICULAR EQUIPMENT MAINTENANCE SERVICE CONTRACT-\$120,392., VEHICULAR EQUIPMENT REPAIR CONTRACT-\$135,146., VEHICULAR MAINTENANCE SUPPLIES-\$151,516., DIESEL FUEL-\$90,600., GASOLINE-\$199,306., MOTOR OIL-\$6,483. AND VEHICULAR REPAIR PARTS-\$132,373., TOTALLING \$835,815.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$444,343., DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, SERVICE BY CONTRACT OR AGREEMENT, INSURANCE SERVICES; TO PROVIDE FUNDS FOR INSURANCE PAYMENTS FOR AUTOMOBILE LIABILITY AND FIRE AND THEFT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by

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President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$3,400,000., MANDATORY ITEMS, SCHOOL DEBT SERVICE, INTEREST ON NOTES-\$900,000. AND PAYMENT OF BOND ANTICIPATION NOTES-\$2,500,000., TOTALLING \$3,400,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resoltuion and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION DIRECTING THE CORPORATION COUNSEL TO REPRESENT THE INTERESTS OF THE CITIZENS OF NEWARK AT A HEARING OF THE BOARD OF PUBLIC UTILITIES COMMISSIONERS RELATING TO PROPOSED SERVICE CUTBACKS BY THE TRANSPORT OF NEW JERSEY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman James requested the City Clerk forward a copy of this resolution to the Mayors of Bloomfield, Chatham and Verona since it is of vital importance to the City of Newark as well as to their municipalities.

The City Clerk noted the Municipal Council has been in receipt of communication from the Law Department as follows:

On March 26, 1974, Dewey's Garage, Inc., was the highest bidder on a certain contract for towing services which was scheduled to commence on April 1, 1974, and continue for a period of three years.

On April 19, 1974, the contract documents were sent to Dewey's Garage, Inc. to be executed and completed and were not returned to the City Purchasing Agent until December 12, 1974.

Upon receipt of the completed contract documents from the contractor, the City Purchasing Agent sent the contract to the Municipal Council on December 15, 1974 for their consideration.

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On February 4, 1975, Mr. Nicholas Caprio, an attorney representing Dewey's Garage, Inc. appeared at a pre-meeting conference of the Newark Municipal Council, and on March 5, 1975, the Newark Municipal Council rejected the letting of the contract to Dewey's Garage, Inc.

On May 28, 1975, a suit was instituted in the Superior Court of New Jersey, Law Division-Essex County, bearing Docket No. L-36209-74 entitled, Dewey's Garage, Inc. and Ronald Librizzi, individually, v. the City of Newark, challenging the rejection of the Dewey's contract and further challenging the award of another contract for the towing of vehicles to four other contractors.

An application for a restraining order was denied by the Court in the Dewey's suit and as a result the contract with the four towers was approved by a poll of the Council on July 1, 1975, and ratified at the Council's regular meeting held July 16, 1975.

The Honorable Peter Thomas, Judge of the Superior Court of New Jersey, Law Division, on January 27, 1976, decided that the City Council's rejection of the Dewey's contract was inadequate because it failed to give the contractor a proper hearing and failed to specify the reasons for rejection, and the Judge further ordered that a hearing be held on January 27, 1976, with the Purchasing Agent of the City of Newark acting as a hearing officer and at which the City of Newark and the contractor would present evidence and testimony as to whether the contractor was the highest responsible bidder.

The hearing was held as scheduled and a stenographic transcript was made of the proceedings and the governing body has had an opportunity to examine the transcript and copies of the exhibits introduced at the proceedings.

Councilman Carrino pointed out based on an examination of the transcript of the proceedings before the Purchasing Agent of the City of Newark, and a review of the exhibits submitted during those proceedings, a majority of the members of the governing body of the City of Newark find that:

a) The Dewey's bid does not meet the specifications let by the City of Newark in that:

- 1) The president of the corporation has been convicted of a misdemeanor and had not had this conviction waived by the Business Administrator.
- 2) The contractor does not have five acres of land located in each of the two districts for the storage of vehicles.
- 3) The contractor does not have a minimum of three wreckers per district available twenty-four hours a day, seven days a week which are of such construction that they will be able to tow any type vehicle.
- 4) The contractor did not have proof before the City on March 5, 1975, that

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he had the proper insurance as required by the specifications. 007

b) The contractor does not have the responsibility to perform on this contract on that,

1) The president of the corporation has been convicted of a crime involving moral turpitude.

2) The contractor's prior towing operation has been the subject of numerous complaints by citizens and police officers. These complaints included allegations of vehicles being improperly handled and stored, larcenies on vehicles in the possession of the contractor, and numerous complaints by police officers of delays of up to nine hours in responding to requests for a towing vehicle from the contractor. These delays are inexcusable and have resulted in an inefficient and costly utilization of members of the Newark Police Department and their vehicles.

He recommended for all of the above reasons, the Municipal Council of the City of Newark find that Dewey's Garage, Inc. is not the highest responsible bidder on the contract and accordingly reject the bid of Dewey's Garage, Inc.

7-R-bf. RESOLUTION REJECTING BID OF DEWEY'S GARAGE, INC. FOR TOWING CONTRACT BASED ON EXAMINATION OF TRANSCRIPT OF PROCEEDINGS BEFORE PURCHASING AGENT OF THE CITY OF NEWARK AND REVIEW OF EXHIBIT SUBMITTED DURING THOSE PROCEEDINGS.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

Not Voting: Councilman Martinez.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CORPORATION COUNSEL TO TAKE IMMEDIATE AND DECISIVE ACTION TO OPPOSE ANY AND ALL ATTEMPTS BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND/OR LANDLORDS OF MULTI-FAMILY DWELLINGS IN THE CITY OF NEWARK TO GAIN EXEMPTION FROM THE PROVISIONS OF THE RENT CONTROL ORDINANCE NOW IN EFFECT IN OUR CITY, was made by President Harris, seconded by Councilman Carrino.

Councilman Carrino stated he would like to criticize the Law Department in that this is a situation involving 7 or 8 pieces of land in the City of Newark in which there is a total of over 2,500 families residing and the City of Newark has not fairly represented these families at hearings with the Department of Urban Development. He trusted this motion will receive the immediate attention of the Law Department so that they may go back into court to solve this problem in an amicable way.

President Harris stated he too had been informed by many of the tenants that

888 Newark was not truly represented. There is an existing ordinance that we have a Rent Control Board to defend the City. He feels that obligation was not fulfilled insofar as the Law Department is concerned and if they are reluctant to appear on such matters, then it may be incumbent upon the Council to take other action.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 26, 1976, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c), TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC., FOR APPROXIMATELY 2,500 SQUARE FEET, ON 12TH FLOOR OF PREMISES COMMONLY KNOWN AS 605 BROAD STREET, BLOCK 18, LOTS 27, 28 AND 77, FOR THE SUM OF \$833.33 PER MONTH, FOR A PERIOD OF THIRTEEN (13) MONTHS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

President Harris said it was his understanding that the City Clerk is in receipt of a Notice from the Courts with respect to revaluation in the City of Newark. He requested the City Clerk to list this item to be discussed by the Municipal Council at their special conference, February 10, 1976.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 26, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 8:8-2, QUALIFICATION OF APPLICANT, OF TITLE 8, BUSINESS AND OCCUPATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Affects licensing of junk shops)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

February 4, 1976

Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JANUARY 26, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 4:2-5, FEES, OF TITLE 4, ALCOHOLIC BEVERAGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO CHANGE FEES."

(Plenary retail consumption license - \$660. per annum)

(Plenary retail distribution license - \$660. per annum)

(Club license - \$150. per annum)

(Special permit - \$25.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 4, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from January 9, 1976 to January 22, 1976:

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February 4, 1976

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|----------------------------|-----------------------|
| Congregation of B'Nai Zion | 6929 Amended |
| Congregation Ahavas Sholom | 6981 Amended |
| Sherman Community Center | 7014 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Most Worshipful Prince Hall Grand Lodge of New Jersey | 6942 Amended |
| Holy Name Society of St. James Church | 7006 |
| Rosary Altar Society of Sacred Heart Cathedral | 7008 |
| St. Benedict's Church | 7009 |
| St. Benedict's Church | 7010 |
| James G. Shawger Home and School Association | 7011 |
| International Youth Organization | 7012 |
| Phileomon Missionary Baptist Church | 7013 |
| Ironbound Ambulance Squad, Incorporated | 7015 |
| Our Lady of Perpetual Help Church | 7016 |

A motion to concur in the Report was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

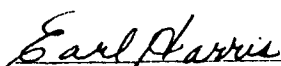
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:50 P. M.

APPROVED:



 Frank D'Ascensio
 City Clerk



 Earl Harris
 President

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall; Newark, New Jersey at 3:30 P.M. **891**

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P.L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 5, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated February 4, 1976 from Mayor Kenneth A. Gibson requesting a special meeting of the Municipal Council for Monday, February 9, 1976 to consider the following items:

1. Resolution authorizing application to accept funds in the amount of \$20,513,000. from the U.S. Department of Housing and Urban Development under the Community Development Block Grant Program.
2. Resolution authorizing contract with Elevator Maintenance Corporation.
3. Resolution authorizing contract with Newark Tenants Council, Inc. and Housing Authority of the City of Newark in the amount of \$301,368.40 - Emergency Employment and Training Act of 1971.

A subsequent letter dated February 6, 1976 was received from Mayor Gibson requesting the Council to consider, at this special meeting, the nomination of Councilman-at-Large Marie L. Villani and Director of Manpower Harry L. Wheeler to the Local Assistance Board.

RESOLUTIONS

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$20,513,000. FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, P.L. 93-383.

February 9, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

892 A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino.

Councilman Tucker stated he would like to have inserted in the record communication from the Mayor and Executive Director, Mayors' Policy and Development Office, David S. Dennison.



KENNETH A. GIBSON

MAYOR

NEWARK, NEW JERSEY

07102

February 9, 1976

Memorandum To: Earl Harris, President, Municipal Council
All Municipal Council Members

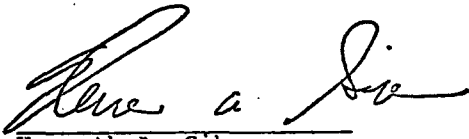
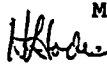
From: Kenneth A. Gibson, Mayor

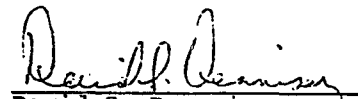
Subject: Letter of Understanding

Pursuant to the meeting city council had with members of my staff on Thursday, February 5, 1976 pertaining to council passage of the Second Year Housing and Community Development resolution (7R-d 020476); be advised that the issues that were raised at the city council conference on C.D. to be followed-up by the administration are as follows: These requests, however, can only be considered through the mid-year program amendment process and the flexibility in the program that allows the city to accumulatively adjust the application by 10% without consulting the Housing and Urban Development, area office. Any adjustment in the package presently before city council would, however place the city's basic entitlement of \$20.5 million dollars in jeopardy based on the legal requirements of the A-95 process and citizen participation components of the law which demand that these entities review the package submitted for approval to HUD, and the timing it would take to facilitate this.

1. Ironbound Community Center - corporation counsel to research HUD policy for legality to determine further consideration for funding.
2. St. James Church - Councilman Martinez to meet with the Mayor for further determination. Alternative methods of funding will continue to be considered by the administration.
3. Lyons Health Center - This center was requested for funding and has been included in the plan.
4. I.G.A. - The cost for renovation of this facility has been included in the plan.
5. Code Enforcement - The provision for a code enforcement program has been included in the plan.

6. Meter Maid Program - This program is being evaluated by the Finance Director to be included within its operational structure. 893
7. South Ward Senior Citizens Center - South Ward Senior Citizens Center will be pursued by the Health Director as part of the Office of Elderly Affairs city wide Model Cities Project.
8. Senior Citizen Buses - This will be pursued by the Health Director as part of the Office of Elderly Affairs city wide Model Cities Project.
9. Sewer Clean-Up Crew - The legalities and the process of including this activity will be investigated. However, if this is an eligible activity, this crew will have to concentrate its activities within the recognized Housing and Community Development areas.
10. Bessie Smith Health Center - It was requested that an additional \$25,000 be given to Bessie Smith Health Center. The feasibility of this will be pursued by the Health and Welfare Director in respect to the existing program.
11. Tri City Health Center - The \$16,000 requested for this health center has been included in the plan.
12. Police - \$681,000 has been included for 35 policemen plus \$30,000 local share for Team Policing which will fund 42 men. Additionally, \$30,000 of local share will be provided for funding 16 men under the Tactical Squad. Additional funding will be investigated through other funding sources.


Kenneth A. Gibson
Mayor



David S. Dennison
Executive Director
Mayor's Policy and
Development Office

Councilman Tucker stated he wishes to comment on points which he finds in conflict with respect to this resolution. The above communication indicates all the points tentatively agreed to by the Municipal Council and Administration. Although the vast majority of the points raised in the communication are in agreement, there are still points currently outstanding. One of these is disposition of St. James Church. He said all members of the Council and many residents of the city are very much concerned with the preservation of historical sites. He added that Mayor and Administration is stating in their communication that although that particular concern has been vocalized into a great degree, it does not fit with his overall priorities. Councilman Tucker raised the point that there are 27 historic

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monuments in the City of Newark and the Mayor indicates if he considers one of these monuments, he would have to consider the 27. So, based on this and other reasons, he is not in a position to entertain the possibility of considering St. James Church. Councilman Tucker proposed there is a possibility of considering in the mid-year the whole aspect of preservations, consider having HUD Model Cities funds or HUD/CDA funds utilized for 25% of the 50% match, and also have each one of the committees talking about historic preservation come up with a 25% match. This will automatically mean, if a community is very much concerned with providing historic preservation of sites, they would have to come up with 25% of the renovation costs. He felt this alternative will eliminate the possibility of dealing with 1 vs. 27 sites. He said his concern does not specifically deal with St. James Church only but the whole disposition of Ironbound Community School which is one which needs to be elaborated upon.

Councilman Tucker finalized, although he is not totally satisfied with the resolution as it stands now, he feels the vast majority of things embodied in it requires his support of the overall resolution.

Councilman James stated he wishes to congratulate the members of the Council which has been very much concerned about the citizens of Newark in this bicentennial year. The Council has significantly reduced administrative salaries originally submitted in the budget. He feels this Council has changed the major priority from being political patrons to be service oriented. During the time when there is a fiscal crisis throughout the nation, this Council has attempted to see that dollars are spent in vital areas to beautify the city, to deliver health services, to reduce crime and to improve quality of life in Newark. Council has tried to assure that the \$20 million allocated by this resolution will be wisely spent in the best interest of all the citizens of the City of Newark.

Councilman Martinez agreed with the remarks of his colleagues and indicated he is not completely pleased with the whole package in that St. James was an issue in the East Ward. He noted Ironbound Community School and St. James Church projects were rejected by Administration, however a meeting is scheduled for next Tuesday and perhaps State or Federal agencies can assist the Ironbound area.

Councilman Martinez remarked he is pleased that police officers will be rehired making the streets safer. He also indicated his pleasure with that part of the funds to be spent for new lighting and tree trimming. Councilman Martinez said the next time a grant such as this is presented to Administration, he trusted Council will have some input where and in what direction funds will be expended. Perhaps then, a lot of the confusion would be eliminated as happened in this instance. Councilman Martinez thanked the Council President and the other members of the Council for making a strong stand upon this issue.

Councilman Bottone indicated although this \$20 million has stipulations and guidelines, he did not approve of the public meetings held because when monies were allocated, they were not set aside for the priorities brought forth at these public meetings. He felt it was a farce imposed upon the citizens of Newark to permit them to express their views and then monies are allocated to what ever projects Administration desires.

Councilman Bottone said he is glad to have been able, along with other members of the Council to re-evaluate some of the priorities and help change the minds of some of the people who had discretionary powers with the use of this appropriation. Councilman Bottone added he is happy the citizens of Newark will now be getting new lights, trees trimmed and sewers cleaned because if it were not for the efforts of this Council, these monies would have gone down the drain like all other monies that come into the city. He is glad to see that Council has taken a stand, made its position clear and that Administration has seen fit to go along with the recommendations.

Councilman Carrino stated he is not completely satisfied with this resolution, however it is a package containing \$20 million in which many vital services are incorporated. He was pleased to note that for the first time, the North Ward which pays the highest residential taxes in the city is finally going to participate in the allocation of federal money. One of the greatest problems in the North Ward has been the lack of tree service which will now be taken care of. The city will now maintain a Police Department at a numerical strength which the Council feels it can live with. For the first time, a community center in the North Ward, St. Lucy's area near Seventh Avenue is finally going into a process of being rehabilitated. Councilman Carrino felt this appropriation would at least start the city on the road that most of the Council members intended it to go.

Councilman Villani stated she is proud to be part of the team work exercised by the Council. Although she is not fully satisfied with all the aspects of this package, the overall picture is good for the city. Councilman Villani pointed out she suggested senior citizen buses for senior citizen centers and her colleagues all supported her 100%. Although this proposal is not in this package, she has been assured by Administration that in the very near future, it would be a possibility. Councilman Villani complimented Council President and the Council as a Whole who worked so dilligently with respect to this resolution.

Councilman Allen stated although the Council worked hard in trying to get more service out of this \$20 million appropriation, he thinks they have come a long way in establishing terms. Administration originally recommended \$100,000.

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for tree trimming and light improvement, the Council moved that up to \$500,000. Since this is the second year of funding, he hoped that Administration will move further and commence programs and operate them where the people of Newark can see some progress because if one looks at last year's grant, nothing concrete was done with it. He trusted the 1976 grant will be different and this discussion proved that when nine members of the Council who are elected by the people of the city sits down and says to Administration, "we are going to put more money into services or there will be no appropriation", that means Administration will join us in our suggestions because they can see that we all have the best interest of the people in mind.

Councilman Giuliano said he would like to congratulate his colleagues for their untiring efforts in finally injecting their authority with respect to federal programs. Many of these programs have gone on for years without Council knowledge as to where this money has been going. A great deal has been expended on salaries when it should have been going for vital services. Councilman Giuliano felt we are now on the right track and will continue to stay on the right track to assure that there is less mismanagement and misuse of federal funds.

President Harris thanked his colleagues for their remarks and pointed out the most important thing is the 380,000 residents of the city will have something to look forward to as we have absolute assurance that all trees in the city throughout the five wards will be taken care of in terms of being serviced. The lighting throughout the city is going to improve and there is assurance the Police Department table of organization will be restored. It is a question of time and after this program develops, we have assurance the table of organization will be brought up to its full strength. The package as presented to Council today leaves something to be desired. There is some skepticism as to how this matter was developed in the first instance. The fact that there was an overt attempt by some people to deceive the Council in terms of submitting information that was requested is questionable. Unfortunately, the Council had to contact the federal office of HUD to provide information that dealt specifically in the area of time extension that the Council was not knowledgeable of because of the attempt to submit an unscrupulous distorted letter. However, in the best interest of the residents of the city, Council President Harris felt there would be an improvement on the part of the quality of service and that is what is of prime importance. There are areas in the Ironbound that do not meet with satisfaction of the Council, particularly the matters dealing with Ironbound Community School and St. James Church. However, there is a process of a mandatory procedure which door has not been closed and hopefully, these problems will find some resolution.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH ELEVATOR MAINTENANCE CORPORATION, LOWEST RESPONSIBLE BIDDER, TO PERFORM COMPLETE MAINTENANCE SERVICE FOR THE MAYOR'S OFFICE OF MANPOWER COMPREHENSIVE MANPOWER DELIVERY SYSTEM FOR SUM NOT TO EXCEED \$5,344.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt this resolution subject to the submission of tabulation of bids was made by Councilman Allen seconded by Councilman James.

Councilman Tucker stated he would like to speak in opposition to this resolution. First of all, the City of Newark is moving into the area of dealing with property management of late, and irresponsibility and ineptness. We see here another 2 Cedar Street. The only difference is that the address is now referred to as 32 Green Street. Most of us are aware of the fact that the landlord at this particular location refused to sign a lease which was authorized by the City Council primarily because there were certain provisions in it that he felt that he could not necessarily live with. In a sense, what he has done was walk away with the property. The second factor he would like to point out is that he asked that the Tax Collector be available to let us know the exact amount of tax delinquencies on this particular property. This contract which is dealing with \$5,300. to repair the elevators in the building at this point in time, he is raising questions not necessarily with the ethics of fixing the elevators for the employees but basically the responsibility the Council has in relation to reviewing municipal dollars. We are dealing with, here, New Jersey State Statutes 54:5-104-34 basically relating to In-rem foreclosures. The position that the City is in right now is the building is still owned by the landlord. The problem is, any renovation or repairs which we make on the building, although we are not paying rent, still cannot be deducted in relation to the taxes. So, what it means is, is that we can renovate the man's elevator, we can renovate the complete elevator but at a later point in time, if the landlord ever wants to come back, that \$5,300. is gone for naught. He can come back, pay his back taxes and the amount of money the City is currently spending to renovate that elevator will in no way whatsoever inure to the City's benefit because in effect, those funds cannot be deducted from the taxes or put on any kind of tax

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title lien. Councilman Tucker said the point that he is raising is that in this particular area we are utilizing taxpayers money to help a landlord renovate his facility and he has the option at a later point in time to come back and get it. There are a tremendous amount of homeowners who are currently now almost in the process of foreclosure who would love to have the beautiful deal such as this. In other words, if they get behind in back taxes, the City would come in, renovate their particular property and at a later point in time when they can afford it, they can pay their back taxes and tell the City thank you very much and the City would have no liability in any way whatsoever of getting that money back. The only difference between that particular analogy that he is making now is, we're not talking about a homeowner who lives and works and pays taxes in the City of Newark. We're talking about Godfrey Realty, a conglomerate which is located in New York City who in effect is basically getting the benefit of having the City maintain his property, fix his particular elevator and if he chooses to, at a later point in time, coming back and picking up his property at no cost in any way whatsoever.

Councilman Carrino stated he is also against this resolution. However, he also realizes the fact that we have City people working in there, some of them incapable of going up to the fifth floor because of physical handicaps. Although he objects to voting for this, he cannot in good conscience allow that to continue without an elevator in the building so that he will vote in the affirmative. However, he wants it on record that he is against this and the only reason why he is voting for this is for the City workers housed in the building at this point.

The motion to adopt the resolution subject to the submission of tabulation of bids was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-c. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH NEWARK TENANTS COUNCIL, INC. AND HOUSING AUTHORITY OF CITY OF NEWARK TO PROVIDE TRANSITIONAL EMPLOYMENT PROVIDING PUBLIC SERVICES FOR ONE HUNDRED AND SIX (106) PARTICIPANTS FOR SUM NOT TO EXCEED \$301,368.40.; SOURCE OF FUNDS - EMERGENCY EMPLOYMENT AND TRAINING ACT OF 1971 (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt this resolution subject to changing the number of participants to 106 for a sum not to exceed \$301,368.40 and the date of contract to commence February 9, 1976 and terminate June 30, 1976 was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED FEBRUARY 6, 1976, NOMINATING MR. HARRY L. WHEELER, DIRECTOR OF MANPOWER, AS A MEMBER OF THE LOCAL ASSISTANCE BOARD OF THE CITY OF NEWARK, FOR A TERM COMMENCING JANUARY 1, 1976 AND EXPIRING DECEMBER 31, 1979.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Director of Manpower, Harry L. Wheeler as a Member of the Local Assistance Board for a term commencing January 1, 1976 and expiring December 31, 1979, was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED FEBRUARY 6, 1976, NOMINATING COUNCILWOMAN MARIE L. VILLANI, 586 PARKER STREET, NEWARK, NEW JERSEY AS A MEMBER OF THE LOCAL ASSISTANCE BOARD OF THE CITY OF NEWARK, FOR A TERM COMMENCING JANUARY 1, 1976 AND EXPIRING DECEMBER 31, 1976.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Councilwoman Marie L. Villani as a Member of the Local Assistance Board for a term commencing January 1, 1976 and expiring December 31, 1976 was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Carrino,

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seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Tucker, Villani, President Harris.

This meeting adjourned at 4:00 P.M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio

City Clerk

Earl Harris

Earl Harris

President

Newark, New Jersey, February 18, 1976

001

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Grahame Butler-Nixon, Grace Episcopal Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris, Acting City Clerk Archie Korngut, Clerk of the Municipal Council; Lieutenant Kenneth Wilson, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231 Section 5 adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 9, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JANUARY 7, 1976.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-b. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE - RAMAPO, DECEMBER 8, 1975 RECESSED TO DECEMBER 17, 1975

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

February 18, 1976

February 18, 1976

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4-c. The Acting City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH DECEMBER, 1975.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-d. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 26, 1975 AND DECEMBER 23, 1975.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-e. The Acting City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-f. The Acting City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM JANUARY 12, 1976 TO JANUARY 16, 1976 AND FROM JANUARY 19, 1976 TO JANUARY 23, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM JANUARY 12, 1976 TO JANUARY 16, 1976 AND FROM JANUARY 19, 1976 TO JANUARY 23, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Villani, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-g. The Acting City Clerk presented NEWARK'S QUARTERLY PROGRESS REPORTS FOR CETA TITLES I, II AND VI, FOR THE MONTHS OF SEPTEMBER - DECEMBER, 1975.

(Copy submitted to each Member of the Council)

A motion to receive these reports pending receipt of further clarification from the agency concerned was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

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PENDING BOARD OF ADJUSTMENT APPLICATIONS.

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The Acting City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The Acting City Clerk read APPLICATION OF JOAQUIM VIGARIO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONVERSION OF A BUILDING TO 4-FAMILY DWELLING ON A LOT WITH MORE THAN ONE MAIN BUILDING AND WITH INSUFFICIENT REAR YARD; ON PREMISES 97-99 ANN STREET.

(Vote of Board of Adjustment 4-1)

(Public Hearing continued)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2. The Acting City Clerk read APPLICATION OF NICK BERGANOTTO, OWNER; TO PERMIT IN A 1ST BUSINESS DISTRICT 1 STORY REAR ADDITION TO BUILDING USED AS A LAUNDROMAT LEAVING NO REAR YARD; ON PREMISES 452-454 AVON AVENUE.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. NICK BERGANOTTO, 1316 MAGIE AVENUE, ELIZABETH, NEW JERSEY, the applicant, appeared before the Municipal Council urging them to approve this application.

Councilman James questioned the applicant with respect to the use of the back yard of the premises and alleged complaints of garbage in that location.

The applicant replied the garbage is being strewn there by the residents living behind his location.

Councilman James asked the applicant if the expansion of the laundromat would bring about any detrimental services and the applicant replied in the negative.

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No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-A-3. The Acting City Clerk read APPLICATION OF ALVARO LOUREIRO (JOSE V. FERNANDEZ, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING BODY, FENDER WORK AND PAINTING; ON PREMISES 113-119 NEW JERSEY RAILROAD AVENUE; ON CONDITION THAT 1) A SPRAY BOOTH IS INSTALLED WITHIN 3 MONTHS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL; 2) NO REPAIRING IS DONE ON THE STREET OR SIDEWALK.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MS. ELNORA HILLMAN BRACY, 107 BRUEN STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council stating she had no objections to this application being granted.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-A-4. The Acting City Clerk read APPLICATION OF JOHN T. MARZANO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONSTRUCTION OF A 2-FAMILY DWELLING WITH INSUFFICIENT SIDE YARDS, AND SUBJECT TO A SUBDIVISION; ON PREMISES 103-111 HOUSTON STREET.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-A-5. The Acting City Clerk read APPLICATION OF ARTHUR ROSA, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF A REAL ESTATE AND INSURANCE OFFICE; ON PREMISES 54-56 BARBARA STREET.

(Vote of Board of Adjustment 5-0)

February 18, 1976

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

4-A-6. The Acting City Clerk read APPLICATION OF MANUEL SIMOES, OWNER UNDER CONTRACT, TO PERMIT IN A 3RD RESIDENCE DISTRICT STORAGE AND WHOLESALEING OF NEW CLOTHING, HOUSEHOLD GOODS AND CONTAINERIZED FOOD STUFFS; ON PREMISES 338 LAFAYETTE STREET; ON CONDITION THAT 1) THERE ARE NO RETAIL SALES.

(Vote of Board of Adjustment 5-0)

(Previous application approved March 18, 1965)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. LUCINIO CRUZ, 1781 VAUX HALL ROAD, UNION, NEW JERSEY, representing the applicant appeared before the Municipal Council urging them to approve this application.

President Harris informed Mr. Cruz it is customary for the Council to respect the views of Councilmen from the Ward in which the application is made and deferment has been requested until Councilman Martinez is available.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

(Fabyan Place, Northbound, from Hillside City Line to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by

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Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

6-F-b. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Girard Place, from Clinton Avenue to Hawthorne Avenue

Randolph Place, from Wolcott Terrace to Girard Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani.
President Harris.

6-F-c. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON OSBORNE TERRACE.

(Deleting Osborne Terrace, both sides, between Lehigh Avenue and Lyons Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 3, 1976.

6-F-d. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING TREAT PLACE AS A ONE-WAY STREET.

(Deleting Treat Place, Northbound, from William Street to Branford Place

February 18, 1976

Adding Treat Place, Southbound, from Branford Place to William Street

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

6-F-e. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BRANFORD PLACE.

(Deleting Branford Place, south side, from Broad Street to Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 3, 1976.

6-F-f. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HILLSIDE AVENUE AS A ONE-WAY STREET.

(Hillside Avenue, Northbound, from Meeker Avenue to Watson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

6-F-g. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR
STANDING, PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED
ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED,
PROHIBITING STOPPING OR STANDING ON HALSTEAD STREET.

(Deleting Halstead Street, West Side, from Tremont Avenue to Norwood Place,
at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone,
seconded by President Harris and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance
is declared adopted on first reading and the Acting City Clerk is hereby authorized and
directed to advertise said ordinance and give public notice of its introduction and
passage on first reading as provided by law. This ordinance will come up for a public
hearing and be considered for further action on March 3, 1976.

6-F-h. The Acting City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c), TO
AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC.,
FOR APPROXIMATELY 2,500 SQUARE FEET, ON 12TH FLOOR OF PREMISES COMMONLY KNOWN AS 605
BROAD STREET, BLOCK 18, LOTS 27, 28 AND 77, FOR THE SUM OF \$833.33 PER MONTH, FOR A PERIOD
OF THIRTEEN (13) MONTHS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino,
seconded by Councilman Giuliano and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance
is declared adopted on first reading and the Acting City Clerk is hereby authorized and
directed to advertise said ordinance and give public notice of its introduction and
passage on first reading as provided by law. This ordinance will come up for a public
hearing and be considered for further action on March 3, 1976.

6-F-1. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 8:8-2, QUALIFICATION OF APPLICANT, OF TITLE 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Affects licensing of junk shops)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 3, 1976.

6-F-1. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 4:2-5, FEES, OF TITLE 4, ALCOHOLIC BEVERAGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO CHANGE FEES.

(Plenary retail consumption license - \$660. per annum)

(Plenary retail distribution license - \$660. per annum)

(Club license - \$150. per annum)

(Special permit - \$25.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

6-F-k. The Acting City Clerk read AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

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§10 ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 11 (INSTALLATION AND OPERATION OF TRAFFIC CONTROL SIGNALS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be supplemented by adding thereto Chapter 11, Installation and Operation of Traffic Control Signals, as follows:

23:11-1 Traffic Control Signals shall be installed and operated in addition to those signals heretofore approved by the corresponding State agency at the following locations:

The intersection of Raymond Boulevard and Waydell Street.

The intersection for Speedway Avenue and Fourteenth Street.

Section 2. That the traffic signal installation shall be in accordance with the provisions of an act concerning motor vehicles and traffic regulations, Sub-Title 1 of Title 39 of the Revised Statutes of the State of New Jersey; shall conform to the design and shall be maintained in operation as authorized by the Department of Transportation.

Section 3. This ordinance shall take effect upon approval by the Commissioner of Transportation as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 18, 1976

6-Ph, S & F-b.

921

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT ON BEHALF OF THE CITY OF NEWARK, FOR THE BENEFIT OF THE NEWARK DIVISION OF CRIMINAL JUSTICE PLANNING WITH WILLIAM YESKEL ET AL TO LEASE FACILITY SPACE AT 30 HALSEY STREET, NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Business Administrator is hereby authorized to enter into a contract on behalf of the City of Newark, for the benefit of the Newark Division of Criminal Justice Planning, with William Yeskel et al, to lease some 700 square feet of space at 30 Halsey Street, Newark, New Jersey.

Section 2. That the Business Administrator is authorized to contract to lease said space for the term of one (1) year commencing January 1, 1976 and ending December 31, 1976 at a rental of \$5,075.00 for the demised term of one year at a rate of \$422.92 per month.

Section 3. That funds to pay such consideration shall be from the budget of the Newark Division of Criminal Justice Planning in the amount of \$5,075.00 to cover the period of leasing from January 1, 1976 to December 31, 1976. Category E facilities account #289.

Section 4. That a copy of this lease agreement is attached hereto.

Section 5. That a duly executed copy of the written final lease agreement shall be permanently filed with the Ordinance of the Newark City Clerk's Office upon passage of this Ordinance by the Executive Director of the Office of Criminal Justice Planning.

Section 6. That this Ordinance shall take effect upon passage and publication, and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The Acting City Clerk noted Mr. Alan Zalkind, Executive Director of Office of Justice Criminal Planning has been directed to seek other quarters in City-owned properties at the termination of this lease.

6-Ph, S & F-c.

912

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF AVENUE I AS LAID OUT 66 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM JABEZ STREET TO BACKUS STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, DO ORDAIN:

Section 1. That all that part of Avenue I as laid out 66 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from Jabez Street to Backus Street, shall be vacated as a street or public highway reserving, however, to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the 66 foot width and length of the above described Avenue I to be vacated, the right to enter upon a 20 foot strip of land extending in width from a point 20 feet West of the easterly line of the Avenue I to be vacated for the purpose of laying, relaying, rebuilding, reconstructing or maintaining existing and additional sewer, water, or gas mains, electric or telephone conduits and any other public utility company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the above described 20 foot strip which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, known and designated as Map No. 1684-V, dated September 13, 1974, which map is hereto attached and made a part hereof.

Section 2. A copy of the aforesaid Map No. 1684-V dated September 13, 1974, is on file in the Office of the Director, Department of Engineering.

Section 3. This ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55-21.11 and N.J.S.A. 40:55c-72.

Section 4. This ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 18, 1976

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE NO. 6-S & F-c, ADOPTED APRIL 16, 1975 SO AS TO DELETE CAPITAL PROJECT NO. 2175 AND PROVIDE THAT THE APPROPRIATION MADE FOR SAID PROJECT BE COMBINED WITH THE APPROPRIATION MADE FOR CAPITAL BUDGET PROJECT NO. 1975 AUTHORIZED BY SAID ORDINANCE 6-S & F-c.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, AS FOLLOWS:

Section 1. Section 3, Purpose 8 of Bond Ordinance No. 6S&Fc, adopted April 16, 1975, which purpose authorized Phase I City Hall Reconstruction, is hereby amended by adding to such purpose the reconstruction of four City Hall elevators authorized as Section 3, Purpose 10 of Bond Ordinance No. 6S&Fc adopted April 16, 1975, so that such purpose, as amended, will read as follows:

"(8) Phase I City Hall Reconstruction
Capital Budget Project No. 1975

Phase I of the reconstruction of the Newark City Hall consisting of designing, planning and initial reconstruction of such building which is a building of Class "A" construction as defined in N.J.S. 40A:2-22 including the reconstruction of the four elevators therein and all work and appurtenances necessary and suitable for such improvement.

| | |
|----------------------------------|------------|
| Appropriation and Estimated Cost | \$310,000 |
| Down Payment | 15,900 |
| Amount of Bonds and Notes | 294,100 |
| Period of Probable Usefulness | 40 Years " |

Section 2. Section 3, Purpose 10 of Bond Ordinance No. 6S&Fc, adopted April 16, 1975, which purpose authorized the reconstruction of the four City Hall elevators, is hereby deleted by this ordinance, (having been combined with Purpose 8 in Section 1 hereof) and the authority to issue bonds and notes and the down payment for Purpose 10 be and the same are hereby transferred and reappropriated to the Purpose 8 as amended by this ordinance.

Section 3. The aggregate appropriation and estimated

914 cost, the aggregate down payment, the aggregate amount of bonds and notes authorized and the average period of usefulness all as stated in the original Ordinance, No. 6S&Fc, adopted April 16, 1975, are the same and the issuance of such bonds is permitted by an exception to the debt limitations prescribed by said Local Bond Law contained in Subdivision (g) of Section 40A:2-7 of said Law. The gross debt of the City is not increased by this ordinance.

Section 4. Any contracts made, expenditures paid, or encumbrances recorded against Purpose 10 of said ordinance shall be deemed to have been made pursuant to Purpose 8 thereof as amended by this Ordinance and any bond anticipation notes issued in whole or in part for said Purpose 10 are hereby deemed to have been issued for Purpose 8 of Ordinance No. 6S&Fc as amended by this Ordinance.

Section 5. This Ordinance shall take effect twenty days after the first publication thereof after final passage.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a public hearing held thereon. It is now before you on second reading and final passage.

February 18, 1976

815

AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT A DEED FOR PREMISES
KNOWN AS NOS. 207-223 MARKET STREET, AND 37-45 CLINTON STREET (BEING LOTS NOS. 7, 9, 13,
15, 53, 54 AND 59 IN BLOCK 147 ON TAX MAP)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to adopt the ordinance on second reading and final passage with condition that the present owner agrees to barricade the lower level of said premises was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a public hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A
LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES
COMMONLY KNOWN AS 109-111 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163.
PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO (2) YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance was made by Councilman Allen, seconded by Councilman Bottone.

Councilman Tucker felt this ordinance should be tabled in that the Council has requested information with respect to this matter from Administration and no response has been forthcoming. It is not the Council that is holding up this matter but just the negligence of Administration by not submitting information requested.

Councilman Allen withdrew his motion and Councilman Bottone withdrew his second to defer action on this ordinance.

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a. MR. MICHAEL J. PICONE, 717 DE GRAW AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to revaluation in the City of Newark. He expressed his organizations delight in that the Council refused the revaluation. The speaker also urged the Council to cut down spending on Federal funds coming into the City and urged that they not consider laying off police, fire or sanitation people.

Councilman Carrino replied with respect to revaluation, the Council was advised recently by the Corporation Counsel, if the Council fails to revalue, they would be held in contempt of court. The Corporation Counsel further advised the Council he is not sure whether or not the City will be able to defend the Councilmen voting against revaluation. He asked the speaker if his North Ward organization will back him up for funds for counsel if that becomes necessary?

Mr. Picone replied his organization will back the Councilman.

Councilman Carrino alluded to the recent article wherein 15 cities appealed with respect to retaining sales tax collected and the court overruled the cities stating "the Governor does not have to give this sales tax money back to the cities."

Councilman Carrino alluded to the senators and assemblymen who represent the cities who go along with the Governor's Program of not giving the cities the money to which they are entitled. He noted the importance of the associations such as Mr. Picone's to write to their local legislators to inquire why we are not getting our own money back.

Councilman Allen reported he is one of the Councilmen who voted against revaluation and will be charged with contempt of court. He questioned if Mr. Picone's organization will raise sufficient funds for legal assistance for all Members of the Council.

Councilman Giuliano noted he has been a law enforcement officer and has abided by the law all his life. He originally voted against this revaluation but he will study this matter thoroughly because he has been informed a negative vote might mean a citation for contempt and could mean a loss of his pension. He said he does not indicate he will vote for it but he will make a thorough study to see which way he will have to vote in the future.

6-HC-b. MR. JOHN L. SMITH, 801 ELIZABETH AVENUE, NEWARK, NEW JERSEY, representing the airline fuelers, taxi drivers, sky caps, etc. addressed the Municipal Council with respect to landing fees at the Newark International Airport. He questioned why the Port of New York - New Jersey Authority is charging astronomical landing fees in Newark opposed to what they are charging at Kennedy and Laguardia.

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Councilman James indicated the Council is not happy with the New Newark International Airport which originally projected it would service 15 million passengers and which now services approximately 5 million. He said the Council was aware of the discriminatory practices of the Port of New York - New Jersey Authority with respect to fees at their various terminals. The question has been raised with respect to better cab service. However, if the fees were equitable, the cab industry would be improved since we have a new Taxi Cab Department and an increase of passengers would certainly bring an increase in type of services.

Councilman James pointed out the Mayor and the Council have been in communication with the Governor with respect to this matter and he suggested the speaker's organization should communicate with all officers concerned to assist them with this problem.

Councilman Carrino suggested the speaker contact him personally and perhaps a representative group can go directly to the Port Authority with their complaints. He noted he recently parked his car at Newark Airport and paid a fee of \$27. for two days.

(For further action on this matter see Motion 7-M-c)

6-HC-c.

MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council highlighting examples of senior citizens living in substandard conditions.

Councilman Carrino said he would meet with the speaker with respect to his complaint but pointed out several of these senior citizens have indicated they refuse to be relocated.

6-HC-d.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council registering complaints about fire hydrants that were not in working order. She also objected strenuously to the proposed lay off of police and firemen.

Councilwoman Villani indicated she had been on 14th Avenue and saw a water hydrant dismantled and felt an investigation of this matter should be made.

Councilman Carrino pointed out communication was directed to the Mayor and the Business Administrator requesting a representative be present at the Council meetings to handle any complaints registered by citizens. He felt if Administration adhered to that request there would be someone present to answer this citizen's complaint.

Councilman Tucker noted Mrs. Poch appeared before the Council on several occasions and the Council cannot question her sincerity with respect to the points she raised.

Councilman Tucker noted many of the complaints registered by the speaker should be communicated directed to the City Administration.

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6-HC-e.

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MRS. BESSIE WALKER WILLIAMS, 35 VAN VECHTEN STREET, NEWARK, NEW JERSEY,

addressed the Municipal Council with respect to better police protection instead of security guards that are hired for the senior citizens housing at Van Vechten Street.

Councilman Allen stated the Council is concerned with the problem raised by the speaker. He noted Councilman Tucker and he and other Councilmen had met to assure security for this housing from 12:00 A. M. to 6:00 A. M. He said if this type of security is not functioning properly, Mr. Notte should be called in and present employees should be terminated until they can get people who can protect the senior citizens.

Councilman Tucker noted Members of the Council were involved with this problem and during discussions Council insisted this protection be limited primarily to senior citizens. He does not know if the program they were discussing is operative as yet, but they will communicate directly with Mr. Notte to find out whether or not those guards are hired and whether they have been trained and working at senior citizen developments. He stated the Council is very much concerned tht senior citizen units are provided security protection.

President Harris stated he wished those citizens who have not read the newspapers to be aware of the fact the Council was notified there is going to be a cut in the table of organization of policemen. This cut was not a Council cut but an Administration recommendation. The Council held up a submission of the MPDO package consisting of approximately \$20. million because it was their thinking that the residents of the City were not getting municipal services out of the proposed \$20. million. The Council deliberated and negotiated with representatives of Administration and out of the negotiations came the result that all the trees in the City will be trimmed, new lighting will be installed and the Council received absolute assurance that the table of organization of the Police Department will be restored to its full complement. He felt the public should be aware of that because of the determination of what goes into the MPDO package is not left to this body. The Council must approve the package for submission to the Federal Government. Administration indicated they held public hearings throughout the City and made determination according to what they told the Council was predicated on these public hearings. The Council disagreed and felt the people of the City were not getting adequate service.

He felt it is incumbent upon the residents of the City to come to public meetings to voice their dissatisfaction with lack of services. However, he felt they should not hesitate in going across the hall on the second floor to let the Chief Executive know they are not satisfied with municipal services.

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The following speakers addressed the Municipal Council with respect to Resolution 7-R-bm which is on this calendar. They urged the Council to approve this application of Grace Renewal Corporation, Inc. which will be constructing housing in the City of Newark which is so vitally needed.

6-HC-f. MS. MARIE FEARGUSON, 270 MORRIS AVENUE, NEWARK, NEW JERSEY.

6-HC-g. MR. LONZEY MC CAREY, SR., 656 SOUTH 11TH STREET, NEWARK, NEW JERSEY.

6-HC-h. REVEREND WILLIE SIMMONS, 67 HILLSIDE AVENUE, NEWARK, NEW JERSEY.

Councilman Allen said this is another instance of housing being built on some of the wide open spaces in the City. Approval of this resolution will mean continued progress in building new modern homes in the Central Ward. He hoped his colleagues will support him in the resolution before them.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

A motion to consider Resolution 7-R-bn on this Calendar at this time was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION AUTHORIZING THE PETER FRANCISCO MEMORIAL COMMITTEE TO ERECT A MONUMENT TO PETER FRANCISCO IN PETER FRANCISCO PARK, BOUNDED BY FERRY STREET, EDISON PLACE AND NEW JERSEY RAILROAD AVENUE AND SECURE PROPER INSURANCE INDEMNIFYING THE CITY OF NEWARK IN CASE OF IMPROPER CONSTRUCTION OR MAINTENANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilwoman Villani said due to the absence of East Ward Councilman Martinez, she would like to move this resolution with respect to the erection of the statue of Peter Francisco Park. She said the Council was proud to honor this colorful Portuguese-American patriot. She noted Peter Francisco was orphaned in a new strange world and he never ceased in his quest to make this country a better one for himself and for his countrymen as evidenced by his brilliant exploits during the Revolutionary War.

Councilwoman Villani said his struggle was the same kind of spirit existing in the Portuguese Immigrants who are today transforming Newark's Ironbound Section to a stabile and prosperous community in the City of Newark.

Councilman Tucker said he was honored to work together with Councilman Martinez on the development of this resolution. He felt in light of this bicentennial year it was particularly prudent to recognize various ethnic groups in the City of Newark. In honoring Peter Francisco we are honoring the memory of an individual who played a major role in the American Revolution. His positive contribution is not only representative

of the Portuguese community but the contribution of all citizens to the growth of Newark.

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President Harris stated he spoke for the Council when they concurred in the privilege of voting affirmatively for this resolution.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-a. RESOLUTION PETITIONING THE ESSEX COUNTY PLANNING BOARD FOR A DETERMINATION THAT ALL OF NEWARK'S RESIDENTIAL NEIGHBORHOODS ARE ENDANGERED BY BLIGHT, PURSUANT TO N.J.S.A. 54:4-3.72 TO 54:4-3.78.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. David S. Rinsky, Chamber of Commerce met with the Council February 17, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$850.54 PAYABLE TO SERGEANT RICHARD J. FANNING UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY THE CORPORATION COUNSEL, FOR DAMAGES INCURRED TO HIS VEHICLE WHILE ON OFFICIAL POLICE PURPOSES WHICH STRUCK A LARGE POTHOLE ON WEST PEDDIE STREET NEAR INTERSECTION OF JOHNSON AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-c. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK VICTIM SERVICE ENTER" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$70,000. BY S.L.E.P.A., \$3,889. BY THE STATE OF NEW JERSEY AND \$45,387. LOCAL CASH, TOTALING \$119,276.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Villani.

Councilman Giuliano stated this is the first program of this nature in the State of New Jersey and has been a long time in coming and the State and Federal governments realize the need for such a program in New Jersey. Many rehabilitation

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agencies have been established for the offender but none for the victims.

Councilman Giuliano pointed out this is a service program and many volunteers have been calling who are students in various colleges throughout the City. He felt there is a need for more cooperation from the business community and he hopes they will support this program.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-d. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, OTHER SALARIES AND WAGES, SECRETARIAL ASSISTANT-\$1,563. TO DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, SALARIES AND WAGES, BUSINESS ADMINISTRATOR-\$700., ASSISTANT BUSINESS ADMINISTRATOR-\$420. AND ADMINISTRATIVE CLERK-\$443., TOTALLING \$1,563.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting legal opinion from the Law Department was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-e. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF POLICE, OTHER EXPENSES, SERVICE BY CONTRACT, UTILITIES-\$800., TO DEPARTMENT OF POLICE, OTHER EXPENSES, EQUIPMENT, VEHICLES-\$800., PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-f. RESOLUTION ACCEPTING STATE AID PROJECT NO. E-2F-69 (CONTRACT NO. 74-10-01) FOR RESURFACING OF PORTIONS OF FIFTEENTH AVENUE, SECTION 2 AND FOUR (4) OTHER STREETS (CLIFTON AVENUE, EASTERN PARKWAY, EAST KINNEY STREET AND KERRIGAN BOULEVARD); AND AUTHORIZING ENGINEERING DIRECTOR TO EXECUTE FINAL ESTIMATE CERTIFICATE AND FINAL CHANGE ORDER, DATED DECEMBER 22, 1975. (STATE-90%-\$76,186.74; CITY-10%-\$8,465.19, TOTAL \$84,651.93)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-g. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANNE KUEHNER,
PUBLIC HEALTH NURSE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD
BEGINNING JULY 1, 1975 AND ENDING DECEMBER 31, 1975. (WORKING FOR FEDERALLY FUNDED
CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM-FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-h. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA,
SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR
PERIOD BEGINNING SEPTEMBER 30, 1975 AND ENDING MARCH 30, 1976. (ADMINISTRATIVE SECRETARY,
MUNICIPAL COUNCIL-FIRST LEAVE BEGAN SEPTEMBER 30, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-i. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PATRICIA
DZWONCZYK, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR
PERIOD BEGINNING JULY 1, 1975 AND ENDING DECEMBER 31, 1975. (WORKING FOR FEDERALLY
FUNDED CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM-FIRST LEAVE BEGAN JANUARY
1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-j. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MARJORY A.
RIGGINS, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF
INSPECTIONS, FOR PERIOD BEGINNING JULY 1, 1975 AND ENDING DECEMBER 31, 1975. (WORKING

FOR FEDERALLY FUNDED CHILDHOOD LEAD POISONING AND PREVENTION CONTROL PROGRAM-FIRST LEAVE
BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-k. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARENCE PARKER,
CHIEF SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR
PERIOD BEGINNING JULY 1, 1975 AND ENDING DECEMBER 31, 1975. (WORKING FOR FEDERALLY FUNDED
CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1,
1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-l. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JUDY FORD
WILSON, NUTRITIONIST, C.H.S., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR
PERIOD BEGINNING DECEMBER 2, 1975 AND ENDING JUNE 2, 1976. (FEDERAL PROGRAM-W.I.C. -
FIRST LEAVE BEGAN JUNE 2, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-m. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CHERYL JOHNSON,
CLERK STENOGRAPHER, OFFICE OF THE CITY CLERK, FOR PERIOD BEGINNING FEBRUARY 1, 1976 AND
ENDING JULY 31, 1976. (TO SERVE AS AIDE TO COUNCILMAN - FIRST LEAVE BEGAN AUGUST 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

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924 7-R-n. RESOLUTION AUTHORIZING ACCEPTANCE OF DEED FROM WEST MARK CORPORATION, ALSO KNOWN
AS WEST MARK CORP., OWNERS OF PREMISES 440 SOUTH 11TH STREET, BLOCK 283, LOT 35, PURSUANT
TO NEW JERSEY STATUTE 54:4-109 IN LIEU OF FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-o. RESOLUTION AUTHORIZING ACCEPTANCE OF DEED FROM SANTO BEVACQUA AND CORNELIA
BEVACQUA, HIS WIFE; NANCY CHERCH, DIVORCED; AND FRANK TOMINARO, UNMARRIED, OWNERS OF
PREMISES 367-69 SOUTH SEVENTH STREET, BLOCK 291, LOT 18, PURSUANT TO NEW JERSEY STATUTE
54:4-109 IN LIEU OF FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-p. RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK APPROVING THE URBAN
RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR PROJECT N.J.R.-121, INDUSTRIAL RIVER
PROJECT. (FIFTH AMENDMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-q. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$50,000., MANDATORY ITEMS, POLICE
AND FIREMEN'S RETIREMENT SYSTEM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-r. RESOLUTION CANCELLING BALANCE OF HYDRANT DAMAGE CHARGES IN THE AMOUNT OF \$260.07

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TOTAL DAMAGE CLAIM WAS IN THE AMOUNT OF \$1,119.25; INSURANCE COMPANY SUBMITTED ^{6.25} CHECK FOR \$859.18 AS PAYMENT FOR CLAIM, ACCOUNT #99/910/3165/00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-s. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO J. WESLEY TANN, 50 OSBORNE TERRACE, NEWARK, NEW JERSEY, 07108, THE SUM OF \$323.69, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENTS MADE ON ERRONEOUS CHARGES RENDERED ON ACCOUNT NO. 05/218/1450/00, 50 OSBORNE TERRACE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-t. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO WRITE OFF \$1,399.81 ON RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE DIVISION AS UNCOLLECTIBLE DAMAGE CLAIMS, AS PER SCHEDULE ATTACHED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-u. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$139,569., SPECIAL ITEM OF APPROPRIATION, NEWARK NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-v. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$139,569., NEWARK NUTRITION PROJECT FOR THE ELDERLY.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-w. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,050., MAYOR'S OFFICE AND AGENCIES, DIVISION OF RENT CONTROL, OFFICE FURNISHING; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-x. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$10,000., UNCLASSIFIED PURPOSES, OTHER EXPENSES, RELOCATION ASSISTANCE GRANT-IN-AID; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-y. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$24,509.50, UNCLASSIFIED PURPOSES, OTHER EXPENSES, BORICUA AWARENESS PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-z. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$22,160., URBAN RODENT AND INSECT CONTROL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-ba. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,691,461., COMPREHENSIVE
EMPLOYMENT AND TRAINING VI; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-bb. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$15,000., INDIRECT COST ALLOCATION
PLAN; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-bc. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$22,160., URBAN RODENT AND INSECT
CONTROL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-bd. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$6,691,461., COMPREHENSIVE
EMPLOYMENT AND TRAINING VI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-be. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION

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IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$10,000., RELOCATION ASSISTANCE GRANT-IN-AID CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO PRESENT PLANS AND SPECIFICATIONS FOR "RESURFACING OF PORTIONS OF FIFTEENTH AVENUE, FOURTEENTH AVENUE, SECTION 2, AND FIVE OTHER STREETS (PENNINGTON STREET, FABIAN PLACE, NORTH THIRTEENTH STREET, NEW YORK AVENUE AND BELMONT AVENUE) AND FOURTEENTH AVENUE, SECTION 3, MUNICIPAL AID-E-6F-70" TO THE COMMISSIONER OF TRANSPORTATION FOR APPROVAL AND TO ADVERTISE FOR BIDS IMMEDIATELY UPON APPROVAL OF SAME.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO AMEND CONTRACT WITH THE CENTER FOR HUMAN RESOURCES PLANNING AND DEVELOPMENT ACCEPTING THE SUM OF \$30,000. TO IMPLEMENT THE BORICUA AWARENESS PROGRAM (RESOLUTION 7-R-ci, JULY 16, 1975) TO REFLECT ONE YEAR TERM COMMENCING SEPTEMBER 15, 1975 AND ENDING AUGUST 14, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AN AGREEMENT WITH THE CENTER FOR HUMAN RESOURCES PLANNING AND DEVELOPMENT ACCEPTING \$25,000. TO CONTINUE IMPLEMENTING THE BORICUA AWARENESS PROGRAM FOR ONE YEAR, FROM AUGUST 15, 1976 TO AUGUST 14, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$24,509.50, BORICUA AWARENESS
PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE SIX (6) CHANGE
ORDERS TOTTALLING \$99,903.03 ON BOYLAN STREET PARK PROJECT, CEDRIC CONSTRUCTION CORPORATION,
CONTRACT NO. 75-07-\$814,700. (RESOLUTION 7-R-bi, MAY 7, 1975).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano.

Councilman Tucker noted it should be indicated there were no bids requested or solicited or received with respect to this item.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone.

No: Councilmen Carrino, Giuliano, James, Tucker, Villani.

Not Voting: President Harris.

Acting City Clerk Korngut indicated a communication was received from Administration with respect to this resolution.

Councilman James inquired whether this letter relates to bidding or any other information.

Legal Analyst Kauder said there is a letter from the Law Department saying they approve the amendments suggested by Assistant Corporation Counsel Melvin Simon to the effect that this can take place without competitive bidding.

Councilman Tucker said he has indicated for the record that this item was not bid and he wants that to stand. He felt the communication from the Corporation Counsel does not change the basic point the contract was not bid, the City did not entertain the possibility of even requesting the contract be bid. The service provided for in the contract has nothing to do in any way whatsoever with the service with which we are dealing with at present. It is not a matter of extension of a contract we have already granted but what it is, is additional work responsibility which was not bid at all.

Councilmen Carrino, Giuliano, James, Villani and President Harris indicated they wished to change their votes to the affirmative.

The resolution was declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani,
President Harris.

No: Councilman Tucker.

7-R-bk. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH NEW WELL NARCOTIC REHABILITATION CENTER, INC. TO PROVIDE COORDINATED DRUG TREATMENT FOR NEWARK RESIDENTS THROUGH NEW WELL NARCOTIC REHABILITATION CENTER, INC., \$58,303. WILL BE TRANSFERRED TO NEW WELL, INC. TO ENABLE IT TO USE FUNDS AS A LOCAL SHARE CONTRIBUTION TO MATCH A GRANT OF \$194,343. FROM NATIONAL INSTITUTE OF DRUG ABUSE, FOR PERIOD SEPTEMBER 1, 1975 TO AUGUST 31, 1976. (SOURCE OF \$58,303. TO BE TRANSFERRED BY CITY HOUSING AND COMMUNITY DEVELOPMENT ACT MONIES, 1975-76 BUDGET ACCOUNT #80-23-24)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-b1. RESOLUTION APPOINTING THE FOLLOWING CONSTABLES FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING THEIR BONDS AS TO SUFFICIENCY: FRANK BYRD, JAMES S. DAVIS, LUCILLE OLIVE, NICHOLAS A. SPERDUTO, JOHN N. TRACY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-bm. RESOLUTION APPROVING APPLICATION AND PLAN OF GRACE RENEWAL CORPORATION, INC. A NONPROFIT HOUSING CORPORATION OF THE STATE OF NEW JERSEY FOR CONSTRUCTION OF A PROJECT BETWEEN BELMONT, AVON AND WAVERLY AVENUES, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF 50 YEARS, IN COMPLIANCE WITH AND SUBJECT TO PROVISION AND CONDITION OF R. S. 55:16-1, ET SEQ., BUT IN NO EVENT FOR A PERIOD LONGER THAN TERM OF NEW JERSEY HOUSING FINANCE AGENCY (N.J.H.F.A.) MORTGAGE TO BE GIVEN TO GRACE RENEWAL CORPORATION, INC. TO FINANCE SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

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7-R-bn.

RESOLUTION AUTHORIZING THE PETER FRANCISCO MEMORIAL COMMITTEE TO ERECT A
MONUMENT TO PETER FRANCISCO IN PETER FRANCISCO PARK, BOUNDED BY FERRY STREET, EDISON
PLACE AND NEW JERSEY RAILROAD AVENUE AND SECURE PROPER INSURANCE IDEMNIFYING THE CITY
OF NEWARK IN CASE OF IMPROPER CONSTRUCTION OR MAINTENANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this matter, see Page 19 and 20 in the minutes of this meeting)

7-R-bo.

RESOLUTION URGING MEMBERS OF SENATE AND HOUSE OF REPRESENTATIVES TO OVERRIDE
PRESIDENTIAL VETO OF PUBLIC WORKS ACT OF 1975, H. R. 5247.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and
declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

7-R-bp.

RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, COMMEND-
ING RICKY MC CLAIN AND VINCENT WHITE FOR HEROISM AND VALOR IN THE RESCUE OF TWO CHILDREN
FROM BRANCH BROOK PARK LAKE.

A motion to adopt the resolution was made by the Council of the Whole and
declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

MOTIONS.

7-M-a.

Councilman James noted the Alcoholic Beverage Board has made 4,000 investiga-
tions in the calendar year of 1975. He cited the various cases investigated by the
agency which included narcotics, prostitution, immoral activities, lewdness, fraud, sales
below minimum price, etc. He noted that the budget submitted by Governor Byrne
recommended eliminating this State agency and in turning its duties over to the local
governments.

He cited the fiscal crisis in Newark and the shortage of personnel resulting
therefrom.

In light of these facts, Councilman James introduced A MOTION REQUESTING
THE MEMBERS OF THE NEW JERSEY STATE LEGISLATURE FROM ESSEX COUNTY TO OPPOSE THAT PORTION
OF GOVERNOR BYRNE'S BUDGET WHICH CALLS FOR THE ELIMINATION OF THE STATE DIVISION OF

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ALCOHOLIC BEVERAGE CONTROL AND TURNING OVER ALL ITS DUTIES TO MUNICIPAL GOVERNMENT, was seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MAYOR AND BUSINESS ADMINISTRATOR TO ASSURE THAT UPON ACCEPTANCE OF DEED FOR PREMISES AT 207-223 MARKET STREET (NEWARK NEWS BUILDING) THAT ALL NEWARK NEWS BOUND RECORDS OF EVERY NEWSPAPER PRINTED BY THE NEWS WHICH HAS BEEN DESIGNATED PROPERTY OF THE NEWARK PUBLIC LIBRARY BE KEPT IN PROPER ORDER AND KEPT SAFE AND PROTECTED UNTIL THEY CAN BE REMOVED BY THE NEWARK BICENTENNIAL COMMISSION AND OR THE NEWARK PUBLIC LIBRARY, was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-M-c. A MOTION DIRECTING THE CORPORATION COUNSEL TO IMMEDIATELY TAKE STEPS TO PURSUE LITIGATION AGAINST THE PORT AUTHORITY IN VIEW OF THE DISCRIMINATORY PRACTICE OF CHARGING HIGHER LANDING FEES AT NEWARK INTERNATIONAL AIRPORT THAN AT THE NEW YORK FACILITIES, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF OXFORD STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM FLEMING AVENUE TO FERRY STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,

President Harris.

- 8-b. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF WEST MARKET STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE WEST LINE OF HIGH STREET TO JUST WEST OF THE WEST LINE OF HENRY STREET AND FROM THE WESTERLY SIDE OF SUMMIT STREET TO COLDEN STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,

President Harris.

- 8-c. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' ADOPTED NOVEMBER 22, 1966 (6-S & F-ba) AND AMENDMENTS THERETO. (TO DELETE THE TITLES OF MANAGER, LABOR RELATIONS AND COMPENSATION; MANAGER, MANPOWER AND PLANNING; MANAGER, PERSONNEL DEVELOPMENT; AND TO CREATE THE TITLES OF LABOR RELATIONS AND COMPENSATION OFFICER; RECRUITMENT AND PLACEMENT OFFICER; TRAINING OFFICER AS PER CIVIL SERVICE RECLASSIFICATION)."

(Labor Relations and Compensation Officer \$16,361. - \$19,887.

Recruitment and Placement Officer 16,361. - 19,887.

Training Officer 16,361. - 19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,

President Harris.

- 8-d. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT UNENCUMBERED PERSONAL PROPERTY NOW, ON THE PREMISES NOS. 207-223 MARKET STREET AND

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37-45 CLINTON STREET."

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

8-e.

The Acting City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE ESTABLISHING THE SALARY OF THE DIRECTOR OF THE DEPARTMENT OF FINANCE,' (6-S & F-f) ADOPTED FEBRUARY 3, 1971. (TO ADJUST THE SALARY FOR THE DIRECTOR, DEPARTMENT OF FINANCE)."

(Director, Department of Finance \$30,000. - \$30,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

8-f.

The Acting City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-u) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO DELETE CERTAIN POSITIONS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilman Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

8-g.

The Acting City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 6, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE LAW DEPARTMENT AND ESTABLISHING SALARIES THEREFOR' (6-S & F-o) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE POSITIONS IN THE LAW DEPARTMENT)."

| | |
|--------------------------------|-----------------------|
| (Complaints Processing Officer | \$13,460. - \$16,361. |
| Clerk Stenographer | 5,872. - 7,138. |
| Process Server | 6,798. - 8,264. |
| Sanitary Inspector | 9,111. - 11,074. |
| Senior Clerk Stenographer | 6,474. - 7,870.) |

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the March 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

Councilman Carrino said he wanted to clarify that these are not new positions being created, they are being transferred from the Department of Health and Welfare into the Law Department.

PETITIONS.

None.

9. PENDING BUSINESS ON THE CALENDAR.

None.

10. NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from January 20, 1976 to February 5, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Sherman Community Center | 6625 Amended |
| St. Augustine's Church, Holy Name Society | 6761 Amended |
| Babyland Nursery, Inc. | 6784 Amended |
| St. Lucy's Society | 6785 Amended |
| Blessed Sacrament High School Advisory Board | 6889 Amended |
| Holy Name Society Sacred Heart Church of Vailsburg | 6899 Amended |

BINGO LICENSES (Continued)

936 LICENSEE

LICENSE NUMBER

Queen of Angels Parent Teachers
Association

6905 Amended

St. Thomas Aquinas Church

6916 Amended

Carnevale-Spitz Chapter #3 DAV

6986 Amended

Our Lady of Mt. Carmel Church

7026

RAFFLES LICENSES

LICENSEE

LICENSE NUMBER

Most Worshipful Prince Hall Grand
Lodge of New Jersey

6942 Amended

Parent Teachers Association of Our
Lady of Mt. Carmel School

7004 Amended

Apostolate for the Deaf of the
Archdiocese of Newark

7017

Club Espana

7018

St. Martin DePorres Educational
Association of Queen of Angels School

7019

The Lions Club of Ironbound

7020

St. Francis Xavier Parent-School Guild

7021

Rosary Altar Society-Sacred Heart Church
of Vailsburg

7022

Ladies Auxiliary of Ironbound Lions

7023

Clear View Baptist Church

7024

St. Columba Parent Teachers Association

7025

Branch Brook Home and School Association
of Branch Brook School

7027

Purple Cross Nurses Council #4

7028

Parents and Guardians Guild of St. Vincent
Academy

7029

St. Augustine's Roman Catholic Church

7030

St. Columba Church

7031

St. Michael's Parent Teachers Guild

7032

Charles E. Hall-Georgianna Robinson
Memorial Scholarship Fund

7033

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

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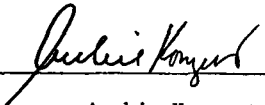
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani,
President Harris.

This meeting adjourned at 10:15 P. M.

APPROVED:



Archie Korngut
Acting City Clerk



Earl Harris
President

Newark, New Jersey, March 1, 1976

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 1:40 P.M.

President Harris called the meeting to order and asked for a roll call.

Present: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated: "In accordance with New Jersey P.L. 1975 Chapter 231 Section 5 adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 25, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

The City Clerk stated he was in receipt of communication dated February 25, 1976 from Council President Harris calling a Special Meeting of the Municipal Council for Monday, March 1, 1976 at 11:00 A.M., or as soon thereafter as may be possible for the purpose of introducing the 1976 Municipal Budget, and to consider legislation in connection therewith.

RESOLUTIONS

7-R-a.

RESOLUTION REQUESTING THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO EXTEND FROM MARCH 20, 1976 TO APRIL 2, 1976, AS THE DATE FOR FINAL FILING OF THE 1976 ADOPTED BUDGET OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION REQUESTING CONSENT OF DIRECTOR OF LOCAL GOVERNMENT SERVICES FOR USE OF \$3,500,000. FROM THE SURPLUS DESIGNATED OTHER ASSETS PLEDGED TO OPERATING SURPLUS AS AN ITEM OF REVENUE "OPERATING SURPLUS ANTICIPATED WITH PRIOR WRITTEN CONSENT OF DIRECTOR OF LOCAL GOVERNMENT SERVICES."

(Copy of resolution submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," AIR POLLUTION CONTROL PROGRAM, \$18,697.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," NEWARK HOUSING AUTHORITY-PAYMENT FOR POLICE SERVICES, \$292,500.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," INDIRECT CHARGES APPLICABLE TO VARIOUS SERVICES RENDERED BY CITY TO FEDERAL PROGRAMS, \$1,500,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," URBAN AID FUNDS, \$11,152,639.48.

(Copy of resolution submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, ~~seconded~~ ⁹⁴⁶ by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," PAYROLL TAX, \$11,224,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," PARKING LOT RECEIPTS TAX, \$1,707,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martines, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SALE OF CITY-OWNED PROPERTY, \$412,700.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

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RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", STATE AND LOCAL
FISCAL ASSISTANCE ACT OF 1972. INTEREST EARNED ON ALLOTMENT ENTITLEMENT PERIOD
JULY 1, 1974 TO JUNE 30, 1975, \$8,314.22.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", PASSAIC VALLEY
PILOT, \$193,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY BUDGETS,
"MISCELLANEOUS REVENUE", NEWARK HOUSING AUTHORITY-ARREARS, \$171,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY, "MISCELLANEOUS
REVENUE", NEWARK HOUSING AUTHORITY, \$630,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani,

March 1, 1976

seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION INTRODUCING THE LOCAL BUDGET OF THE CITY OF NEWARK FOR THE YEAR 1976, AUTHORIZING ADVERTISING AND ESTABLISHING THE HEARING DATE ON THE BUDGET AND TAX RESOLUTION AS MARCH 29, 1976 AT 11:00 A.M.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk read the following:

"The hearing on the budget and tax resolution will be held in the Council Chamber on March 29, 1976 at 11:00 A.M. Explanatory statement is as follows:

Municipal Purposes under General Appropriations for the year 1976 is \$159,505,120.46.

Local District School Purposes in the Municipal Budget is \$15,012,179.00.

Reserve for Uncollected Taxes is \$18,136,600.00.

The Total General Appropriations are \$192,653,899.46.

Anticipated Revenues are \$125,331,817.93.

Amount to be Raised by Taxes for Support of Local Municipal Budget is \$59,553,491.28.

The addition to Local District School Tax is \$7,768,590.25."

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone.

Councilman Bottone stated that in spite of the fact he is voting for the budget today that does not mean he condones it. This is not the final budget. What the Council is doing, according to statute is authorizing the advertisement and setting hearing dates so that the public can express its views. This budget must be amended again by the Mayor and again by this Council and hopefully, both Administration and Council will scrutinize and prevail upon all agencies to make further cuts, not in personnel, but the "fat" that still exists in this budget.

Councilman Giuliano stated he agrees with his colleague, Councilman Bottone. He is voting on the introduction of this budget which does not mean that he will approve it in its present form. He noted he previously stated his position with respect to this budget.

Councilman James noted as to the budget on which both Administration and Council have worked, while he recognizes the need for a certain budgetary request as a starting point, he is primarily concerned with the system on which the city depends for the delivery of essential services. It seems that the

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citizens of Newark are continually being asked to pay more while receiving less services and somehow, money no longer seems to be the problem -- it seems we never have enough. There is a greater problem, a greater accountability factor, certainly in the Office of the Mayor and the Business Administrator. It is these matters on which this Council and the citizens will have to look -- not so much the dollar amount but what we are getting for those dollars.

Councilman Martinez stated he would abide by the statements he had previously made and which are a matter of record.

Councilman Villani stated she is voting in favor of the budget today based on the fact that this is merely an introduction and not a final action. However, between today and the finalization of the budget, she hopes to see many changes made and that these would not include additional layoffs, especially terminations which affect permanent personnel. Councilman Villani contended before she votes to approve the Municipal budget, she will have to receive assurances from Administration that there will be no layoffs of permanent personnel and that certain unanswered questions are responded to.

President Harris commented, the 1976 Municipal Budget was submitted to the Council by the City Administration January 16, 1976. For the first time since the Council form of government replaced the Commission system in 1954, the Mayor failed to include an estimated tax rate within his budgetary package. The Council had estimated that the Mayor's \$194 million budget meant that homeowners would have to pay taxes equal to nearly 12 percent of the assessed value of their homes. On learning of this abominable tax rate, the members of this body vowed to do all that is within their statutory power to trim this budget.

For the past six weeks the Council has spent many, many hours, sometimes working from 10 in the morning until late at night without a break closely examining every budgetary item and cutting out all non-essential items, including overtime, and where it was permissible, salary increases. Many Department Directors and Division Heads on learning of the budget decreases made by the governing body have told us that the cuts will be felt within their operation. However, they have also indicated they will comply with the Council's request to tighten their administrative belts so that it will not have a detrimental effect on the delivery of essential city services.

In the past six weeks, the Council has cut in excess of \$5 million from the budget reflecting a decrease in the amount of the projected \$11.76 tax rate originally proposed, some 121 points to \$10.55. This is a decrease over the projection reflected by the Administration's budget, however it is still not a final

March 1, 1976

figure and is based on the 1976 Municipal budget and 1975 Board of Education and County budgets. At this point, it is impossible to strike a final figure until Council receives the County and Board of Education figures for 1976. Nevertheless, it is his hope and that of every Member of the governing body, that continued cuts can be made in the ensuing weeks until the budget is formally adopted April 2, 1976.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Villani, President Harris.

No: Councilmen Martinez, Tucker.

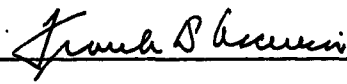
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by President Harris by the following votes.

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

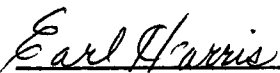
This Special Meeting adjourned at 2:00 P.M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, March 3, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Harry T. Spellman, White City, Church of Christ.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

President Harris stated, In accordance with New Jersey P. L. 1975 Chapter 231 Section 5 adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 24, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

At this time, the Council of the Whole presented embossed resolutions commending Ricky McClain and Vincent White for heroism and valor in the rescue of two children from Branch Brook Park Lake.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING, HELD DECEMBER 1, 1975.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JANUARY 15, 1976.

March 4, 1976

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented ACCOUNTANT'S REPORT ON VACANT LOT CLEAN-UP PROJECT, CITY OF NEWARK, NEW JERSEY, MODEL CITIES PROJECT, FOR THE PERIOD FROM JUNE 8, 1973 TO JUNE 30, 1974, SUBMITTED BY ROSS, STEWART AND BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Report be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented REPORT OF NEWARK AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-38 FROM JANUARY 26, 1976 TO JANUARY 30, 1976 AND A NEGATIVE REPORT OF ACQUISITIONS FROM FEBRUARY 2, 1976 TO FEBRUARY 6, 1976; AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FROM JANUARY 26, 1976 TO JANUARY 30, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-38 FROM FEBRUARY 2, 1976 TO FEBRUARY 6, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF THE BOARD OF EDUCATION, FOR YEAR ENDED JUNE 30, 1975, SUBMITTED BY TOUCHE ROSS & COMPANY.

A motion that the Report be received and staff study be made for report to the Council was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council, with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant,

March 3, 1976

desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment. 947

4-A-1. The City Clerk read APPLICATION OF JOAQUIM VIGARIO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONVERSION OF A BUILDING TO 4-FAMILY DWELLING ON A LOT WITH MORE THAN ONE MAIN BUILDING AND WITH INSUFFICIENT REAR YARD; ON PREMISES 97-99 ANN STREET.

(Vote of Board of Adjustment 4-1)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. HOWARD NEWMAN, 20 WEST FRONT STREET, KEYPORT, NEW JERSEY, attorney representing Mr. & Mrs. Becker, sellers of this property urged the adoption of this variance. He pointed out the plan of the prospective purchaser is to convert the premises into dwelling units and improve the present buildings on the premises. They feel this is an excellent project which will not impair the zoning regulations and urged its adoption.

Councilman Martinez said the original reason for deferment was to protect the purchaser. There was a question with respect to whether the City ordinances are in conflict with the zoning board. He felt it is the duty of the Council to protect homeowners so that any investment made upon approval by the zoning board would not be later rejected by the Building Department.

Councilman Martinez opined the Council should go into the study of ordinances deeper as it might require amendments or deletions. He noted the present applicant is desirous of taking over a dilapidated building and constructing it into a home that will probably be worth \$100,000. He noted there will be increased taxes inuring to the City and this applicant should be commended.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF MANUEL SIMOES, OWNER UNDER CONTRACT; TO PERMIT IN A 3RD RESIDENCE DISTRICT STORAGE AND WHOLESALEING OF NEW CLOTHING, HOUSEHOLD GOODS AND CONTAINERIZED FOOD STUFFS; ON PREMISES 338 LAFAYETTE STREET; ON CONDITION THAT 1) THERE ARE NO RETAIL SALES.

(Vote of Board of Adjustment 5-0)

(Previous application approved March 18, 1965)

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(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-3. The City Clerk read APPLICATION OF SUN OIL COMPANY OF PENNSYLVANIA (GREGORY CANDELIERE, ET ALS, OWNER); TO PERMIT IN A 2ND BUSINESS AND 3RD RESIDENCE DISTRICTS RENEWAL OF GASOLINE STATION; ON PREMISES 204-214 SOUTH ORANGE AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF EIGHT YEARS ENDING DECEMBER 20, 1983.

(Vote of Board of Adjustment 4-0)

(Previous application approved December 20, 1967)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JOHN J. DUGAN, 10 CHERRY STREET, ELIZABETH, NEW JERSEY, attorney for the applicant appeared before the Municipal Council urging them to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

(Fabyan Place, Northbound, from Hillside City Line to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of

Transportation, Division of Traffic Engineering was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Girard Place, from Clinton Avenue to Hawthorne Avenue

Randolph Place, from Wolcott Terrace to Girard Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING TREAT PLACE AS A ONE-WAY STREET.

(Deleting Treat Place, Northbound, from William Street to Branford Place

Adding Treat Place, Southbound, from Branford Place to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

March 3, 1976

6-F-d.
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The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HILLSIDE AVENUE AS A ONE-WAY STREET.

(Hillside Avenue, Northbound, from Meeker Avenue to Watson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 4:2-5, FEES, OF TITLE 4 ALCOHOLIC BEVERAGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO CHANGE FEES.

(Plenary retail consumption license - \$660. per annum

Plenary retail distribution license - \$660. per annum

Club license - \$150. per annum

Special permit - \$25.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and direct the City Clerk to invite Members of the Alcoholic Beverage Control Commission to meet with the Council at their pre-meeting conference March 16, 1976 to discuss this matter was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council March 2, 1976)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-g. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF OXFORD STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM FLEMING AVENUE TO FERRY STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

6-F-h. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF WEST MARKET STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM WEST LINE OF HIGH STREET TO JUST WEST OF THE WEST LINE OF HENRY STREET AND FROM THE WESTERLY SIDE OF SUMMIT STREET TO COLDEN STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and

March 3, 1976

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be considered for further action on March 17, 1976.

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966, (6-S & F-ba) AND AMENDMENTS THERETO. (TO DELETE THE TITLES OF MANAGER, LABOR RELATIONS AND COMPENSATION; MANAGER, MANPOWER AND PLANNING; MANAGER, PERSONNEL DEVELOPMENT; AND TO CREATE THE TITLES OF LABOR RELATIONS AND COMPENSATION OFFICER; RECRUITMENT AND PLACEMENT OFFICER; TRAINING OFFICER AS PER CIVIL SERVICE RE-CLASSIFICATION)."

(Labor Relations and Compensation Officer \$16,361. - \$19,887.

Recruitment and Placement Officer 16,361. - 19,887.

Training Officer 16,361. - 19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

6-F-j.

The City Clerk read AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT UN-ENCUMBERED PERSONAL PROPERTY NOW, ON THE PREMISES NOS. 207-223 MARKET STREET AND 37-45 CLINTON STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and requesting Director of Engineering Zach to submit an inventory of personal property indicated in this ordinance before the Council will act further on this ordinance was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

6-F-k. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING THE SALARY OF THE DIRECTOR OF THE DEPARTMENT OF FINANCE (6-S & F-f) ADOPTED FEBRUARY 3, 1971. (TO ADJUST THE SALARY FOR THE DIRECTOR, DEPARTMENT OF FINANCE)

(Director, Department of Finance \$30,000. - \$30,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

6-F-l. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-u) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO DELETE CERTAIN POSITIONS).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

March 3, 1976

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE LAW DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-o) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE PERMANENT POSITIONS IN THE LAW DEPARTMENT).

| | |
|--------------------------------|-----------------------|
| (Complaints Processing Officer | \$13,460. - \$16,361. |
| Clerk Stenographer | 5,872. - 7,138. |
| Process Server | 6,798. - 8,264. |
| Sanitary Inspector | 9,111. - 11,074. |
| Senior Clerk Stenographer | 6,474. - 7,870.) |

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

Councilman Carrino stated these are not new positions being created. They are being transferred from the Department of Health and Welfare into the Law Department with no increase in salaries.

A motion to consider Item 8-f under Ordinances for First Reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING R. O. 16:1-4 DEFINING MINOR SUB-DIVISION TO PROVIDE FOR EXCEPTIONS FOR LAND IN URBAN REDEVELOPMENT PROJECT AREAS AND AREAS DESIGNATED FOR COMMUNITY DEVELOPMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976

A motion to consider Item 8-a under Ordinances for First Reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-o. The City Clerk read AN ORDINANCE AUTHORIZING THE SALE OF REAR OF 939 FRANKLIN AVENUE, BLOCK 791, LOT 1 AND BLOCK 800, LOT 5, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, FOR THE SUM OF ONE THOUSAND (\$1,000.) DOLLARS PURSUANT TO N.J.S. 40A:12-13 (b) (1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

A motion to consider Item 8-c under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman James.

Councilman Tucker pointed out this ordinance would permit the Demolition Program to buy two front end loaders instead of a crane. They are having difficulty removing houses with the present equipment and this bond ordinance merely effects a change in equipment.

The motion to consider Item 8-c under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman James and failed of adoption by the following votes:

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Yes: Councilmen James, Martinez, Tucker.

No: Councilmen Allen, Bottone, Carrino, Giuliano, President Harris.

Not Voting: Councilman Villani.

Councilman Carrino said if this is a change of equipment, he would like to know why it has been changed and felt the Council should be in contact with the individuals concerned to have this matter explained.

A motion to consider Item 8-e under Ordinances for First Reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-P. The City Clerk read AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ROBERT TREAT COUNCIL-EXPLORER POST 540 FOR PREMISES COMMONLY KNOWN AS 184-186 AVON AVENUE, BLOCK 2660, LOTS 4, 5 FOR THE SUM OF ONE (\$1.00) DOLLAR PER ANNUM FOR A TERM OF ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 17, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON OSBORNE TERRACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Osborne Terrace, both sides, between Lehigh Avenue and Lyons Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BRANFORD PLACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Branford Place, south side, from Broad Street to Halsey Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and reject this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HALSTEAD STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Halstead Street, west side, from Tremont Avenue to Norwood Place,
at any time.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c), TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC., FOR APPROXIMATELY 2500 SQUARE FEET, ON 12TH FLOOR OF PREMISES COMMONLY KNOWN AS 605 BROAD STREET, BLOCK 18, LOTS 27, 28 AND 77, FOR THE SUM OF \$833.33, PER MONTH, FOR A PERIOD OF THIRTEEN (13) MONTHS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

1. That Vindicate Society, Inc., a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

2. That approximately 2500 sq. ft., on 12th floor of premises commonly known as 605 Broad Street, Block 18, Lots 27, 28, and 77, owned by the City of Newark, are not required for governmental purposes; and

3. That the Real Estate Commission of the City of Newark, pursuant to N.J.S.A.40A:12-14(c), is hereby authorized to execute the annexed lease on behalf of the City of Newark with Vindicate Society, Inc., for a period of thirteen (13) months at a monthly rental of Eight Hundred Thirty-three Dollars and Thirty-three Cents (\$833.33).

4. That the subject premises shall be used by the tenants for administrative purposes; pursuant to N.J.S.A.40A:12-15 paragraphs (h) and (i), and shall be used for administrative purposes to accomplish their objective which is to rehabilitate juvenile delinquents of the City of Newark; and

5. That the Real Estate Commission of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the tenant has undertaken in furtherance of the public purposes for which this lease is granted; the approximate value or cost of any activities conducted on the leased premises; and affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal law; and

6. That the subject premises shall be used by the tenant for administrative purposes, which shall serve approximately 200 persons.

7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and

8. That the tenant shall not be permitted to erect any structures upon leased premises, subletting is prohibited, and the City of Newark reserves the right to re-enter the premises, without penalty, on ninety (90) days notice.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

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No: Councilman Martinez.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 8:8-2, QUALIFICATION OF APPLICANT, OF TITLE 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ODAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 8:8-2, Qualification of Applicant, of Title 8, Business and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

- (c) No person, corporation, partnership or other business organization shall be licensed as a keeper of a junk shop if such person, a shareholder of such corporation, a partner of such partnership or any person with a beneficial interest in any such other business organization, has been convicted of a crime involving moral turpitude.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-bk at this time was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH BOARD OF EDUCATION WHO WILL OPERATE A PUBLIC SERVICE EMPLOYMENT PROGRAM (SCHOOL CROSSING GUARDS PROGRAM) FOR 124 PARTICIPANTS FOR SUM NOT TO EXCEED \$221,373.66; SOURCE OF FUNDS - CETA, TITLE VI. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole.

President Harris stated for the record that when the school crossing guards were laid off February 2, 1976 he and the other Members of this Body pledged to do everything within their power to restore their positions.

The Council was informed that the Board of Education would include the guards in their budget for 1976-77 and he has written documentation from the Municipal Comptroller Fleming Jones, that the Board has sufficient funds in its budget to hire the guards.

Nevertheless, it was still necessary to obtain the monies to carry the guards through the first half of this year. He was informed that the crossing guards, who were residents of Newark, could be picked up under the Federal Manpower of CETA Program, following two weeks of unemployment.

On behalf of the Council, he requested the City's Business Administrator to explore all available avenues in an effort to secure the funds to rehire the guards.

He was assured by Manpower Director Harry Wheeler, that if CETA funds were made available, he would be ready to take the crossing guards back on board immediately.

The City has not reneged on its commitment to the residents of this City -- the dismissed guards will be reemployed with Manpower funds, and will be back on the streets by Monday.

The work of the school crossing guards is one of the most essential jobs in this City, because they are responsible for the lives and safety of our youngsters -- clearly our most vital and valuable resources.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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HEARINGS OF CITIZENS.

The following speakers addressed the Municipal Council citing astronomical rent increases in dwellings they are occupying. The speakers stated even though these buildings are federally subsidized they felt rent control board regulations should apply to them. The speakers complained that the living conditions in several of these buildings are unbearable and contain many violations.

6-HC-a. MS. BARBARA GLASCO, 611 HIGH STREET, NEWARK, NEW JERSEY.

6-HC-b. MR. BERNARD FREEMAN, 542 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY.

6-HC-c. MS. VIRGINIA JONES, 715 HIGH STREET, NEWARK, NEW JERSEY.

6-HC-e. MS. JUDITH BATEMAN, 515 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

6-HC-f. MR. EDWARD SUTTRAL, 515 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

Councilman Allen stated questions were raised about rent control in subsidized housing and he felt the Law Department has done very little to support the rent control law. He felt that federally subsidized buildings should adhere to the laws set forth by the rent control ordinance.

President Harris stated it was his interpretation as the author of the rent control legislation that the buildings cited by the speakers follow under the guidelines set forth in the ordinance. He questioned the diligence of the Law Department in pursuing these matters in court.

Councilman Tucker said it was his understanding the City went to court with respect to 555 Mt. Prospect Corporation, as a result of which federal courts exempted certain properties from the rent control ordinances until federal judge made a decision with respect to exclusions. He felt the Council should urge the Corporation Counsel to file an appeal as to the applicability of the City's rent control ordinance. He felt this question applies to certain properties throughout the City and suggested the Corporation Counsel file an immediate injunction to halt exorbitant rent increases being demanded by these landlords.

Councilman James pointed out Mr. Bernard Freeman has been very diligent in his efforts with respect to this problem and felt if the Law Department would join this individual in behalf of the tenants something responsible would result.

President Harris stated the Municipal Council has never consented to any actions that would grant an exorbitant rate in rent in any buildings in the City of Newark.

President Harris asked Assistant Corporation Counsel Perillo if any decisive action has been taken by the Law Department to oppose the attempts by the United States Department of Housing and Urban Development to be exempt from the provisions of the rent

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control ordinance now in effect in the City.

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Assistant Corporation Counsel Perillo replied outlining the Law Department has been in communication with Mr. Freeman's office, they have filed a motion to intervene in the Hill Manor Case and further a motion will be scheduled shortly in the United States District Court. Further the City is joining in the application of the plaintiff's asking the court to intervene as party to actions on 515 Mt. Prospect Avenue. He said the Law Department will appeal on the return date of that motion in joining the tenants application with respect to 555 Elizabeth Avenue. With respect to the Hill Manor Case, Mr. Perillo said the City has filed a motion to intervene and this motion is scheduled in the near future.

Councilman Tucker stated he could not understand why the City did not appeal the 555 Mt. Prospect case.

Assistant Corporation Counsel Perillo replied the Law Department felt the 555 case, because of its long factual history was unique and the City is joining parties in other cases dealing with the question whether HUD can prevent local municipalities from regulating rents in HUD buildings.

Councilman Allen felt the Corporation Counsel should pursue this matter so that the tenants who are taxpayers are not disadvantaged.

Councilman Carrino suggested Mr. Perillo meet with Mr. Corbally of 555 Mt. Prospect Avenue who can share information they had in their court proceedings.

Councilman Carrino pointed out we are talking about 9 buildings within the City of Newark that should be affected by this legislation and this concerns many people.

Councilman Tucker expressed the Council's concern that legislation passed by them should be adhered to and this issue is of great importance to all of the people in the City.

President Harris said the Law Department will move expeditiously with respect to this matter and if it is necessary, the Council will hire an outside attorney to pursue this matter.

Councilman James said the speakers who appeared before the Council have opened the Council's eyes and he trusts the Law Department will pursue this matter. He cited communication sent to Congressman Peter W. Rodino and said he was ready to cooperate in whatever way he can.

Councilman Martinez pointed out Council had received a list of complaints from tenants who wanted various things repaired and after the Council's tour, the complaints were taken care of within 30 days. However, within the next 30 days most of the things corrected were destroyed and he hopes this is not happening at other locations because these matters can not be resolved unless the tenants maintain proper building conditions.

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6-HC-d. MS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, addressed the Municipal Council outlining complaints in senior citizens housing.

Councilman Martinez requested Mrs. Peterson to submit all this information to him in writing and he will try to adjust them.

President Harris pointed out it was through the efforts of the Municipal Council that the senior citizens of Newark will receive 5 busses, one for each of the Wards in the City.

A motion to permit Reverend John Collier to speak under "Hearings of Citizens" was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-g. REVEREND JOHN COLLIER, 611 HIGH STREET, NEWARK, NEW JERSEY, addresssed the Municipal Council citing deplorable conditions existing at 611 High Street. He urged the Council's help in attempting to correct these violations.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH DIRECTOR OF HEALTH AND WELFARE BUFORD TO REQUEST THAT HE IMMEDIATELY SEND A TEAM OF INSPECTORS TO THESE PREMISES AND TO REPORT TO THE COUNCIL WITHIN 48 HOURS THE RESULTS OF SAID INSPECTION.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$850.54 PAYABLE TO SERGEANT RICHARD J. FANNING UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES INCURRED TO HIS VEHICLE WHILE ON OFFICIAL POLICE PURPOSES WHICH STRUCK A LARGE POTHOLE ON WEST PEDDIE STREET NEWAR INTERSECTION OF JOHNSON AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris stated the public is possibly not aware that Councilman Carrino chairs a committee which has the function of judging the performance of department heads and division heads insofar as it relates to the manner in which they are performing their job in rendering services to the citizens of Newark. This committee

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will report back to the Council as a Whole and Council as a Whole will make their determination after the committee has evaluated the performance of the respective department heads. If the determination and suggestion of the committee is that we fire some department heads the Council will do just that.

7-R-b. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, OTHER SALARIES AND WAGES, SECRETARIAL ASSISTANT-\$1,563. TO DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, SALARIES AND WAGES, BUSINESS ADMINISTRATOR-\$700., ASSISTANT BUSINESS ADMINISTRATOR-\$420. AND ADMINISTRATIVE CLERK-\$443., TALLING \$1,563.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration for clarification was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEW ARK PREP CONTINUATION" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$110,805. BY S.L.E.P.A. \$6,155. BY THE STATE OF NEW JERSEY AND \$6,155. BY D.Y.F.S. AS LOCAL CASH, TOTALING \$123,115.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action and directing the City Clerk to communicate with the Business Administrator to the effect the Council will not consider any proposed contract or program which is not consistent with the present personnel policy of the City with respect to a standard pay scale, especially during the present fiscal crisis, was made by Councilman Carrino, seconded by Councilman Giuliano.

Councilman Tucker suggested he is in favor of moving this resolution with the exception of the raises indicated so that the program will not be penalized.

The City Clerk noted the term of this agreement commences April 1, 1976 and there is sufficient time between this meeting and the next during which this matter may be resolved.

The motion to defer action was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-d. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$18,697., SPECIAL ITEM OF
APPROPRIATION, AIR POLLUTION CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN
1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,148,000., SPECIAL ITEM OF
APPROPRIATION, TITLE X - E.D.A. PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976
BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Manpower Wheeler met with the Council March 2, 1976)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$75,000., SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, WORKMEN'S COMPENSATION; SAID EMERGENCY FUNDS SHALL
BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$95,000., SPECIAL ITEM OF
APPROPRIATION, IMPACT INDEPENDENCE HIGH SCHOOL PROJECT; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$190,247., SPECIAL ITEM OF APPROPRIATION, WOMEN, INFANT'S AND CHILDREN'S PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", TITLE X - E.D.A. , \$1,148,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEWARK HOUSING AUTHORITY - PAYMENT FOR POLICE SERVICES, \$292,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a Special Meeting, March 1, 1976)

7-R-k. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," IMPACT INDEPENDENCE HIGH SCHOOL PROJECT, \$95,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WOMEN, INFANT'S AND CHILDREN'S PROGRAM, \$190,247.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, DISMANTLED OUTDOOR POOL (SCRAP) DEPARTMENT OF RECREATION AND PARKS; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Recreation and Parks Washington and City Purchasing Agent Lucarelli to meet with the Council at their pre-meeting conference March 16, 1976 was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TO INDIVIDUALS ON ANNEXED EXHIBIT A, TOTTALLING \$5,205.04, BY REASON OF CASH OVERPAYMENTS, SENIOR CITIZENS ALLOWANCES, FOR THE YEARS 1971, 1972, 1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO WRITE OFF \$645.38 ON RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE DIVISION AS UNCOLLECTIBLE DAMAGE CLAIM FOR A FIRE HYDRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARENCE PARKER, CHIEF SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 1, 1976 AND ENDING JUNE 30, 1976. (WORKING FOR FEDERALLY FUNDED CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANN KUEHNER, PUBLIC HEALTH NURSE SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING JANUARY 1, 1976 AND ENDING JULY 1, 1976. (EMPLOYED WITH A FEDERALLY FUNDED PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PATRICIA DZWONCZYK, CLERK-TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 1, 1976 AND ENDING JUNE 30, 1976. (WORKING FOR FEDERALLY FUNDED CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s. RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director Thomas, Newark Parking Authority to meet with the Council at their pre-meeting conference March 16, 1976 was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO NEW JERSEY STATE DEPARTMENT OF HEALTH REQUESTING FUNDS TO CONTINUE NEWARK URBAN RODENT AND INSECT CONTROL PROJECT DURING PERIOD FROM JUNE 1, 1976 TO MAY 31, 1977. (ESTIMATED BUDGET \$274,615., WITH NO CITY-MATCH CONTRIBUTION NECESSARY)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-u. RESOLUTION AMENDING RESOLUTION 7-R-de, JANUARY 7, 1976, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID CONTRACT TO ACCEPT \$1,500,000. FROM NEW JERSEY DEPARTMENT OF HEALTH TO FUND WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (WIC) FROM DECEMBER 1, 1975 TO JUNE 30, 1976," BY CHANGING GRANT-IN-AID FROM \$1,500,000. TO \$1,690,247. ADDITIONAL FUNDS AWARDED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 638-642 NORTH 7TH STREET, BLOCK 660, LOT 19, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 15 PENNSYLVANIA AVENUE, BLOCK 2824, LOT 38, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$5,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF STREETS AND SIDEWALKS, OVERTIME; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", AIR POLLUTION CONTROL PROGRAM, \$18,697.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a Special Meeting, March 1, 1976)

7-R-z. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$15,900., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, PROFESSIONAL CONSULTANTS AND SPECIALIZED SERVICES; TO PROVIDE FUNDS TO HAVE BUILDING LOCATED AT 848-56 BROAD STREET DEMOLISHED; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$30,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, MATERIALS AND SUPPLIES, NON-VEHICULAR MAINTENANCE SUPPLIES, TO PROVIDE FUNDS TO BUY ROCK SALT AND FLAKES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY BUDGET'S "MISCELLANEOUS REVENUE," NEWARK HOUSING AUTHORITY-ARREARS, \$171,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a Special Meeting, March 1, 1976)

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RESOLUTION AMENDING RESOLUTION 7-R-a, JANUARY 8, 1975; "RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION TO OPERATE A PART-TIME EMPLOYMENT PROGRAM FOR OLDER ADULTS, FOR THE SUM OF \$440,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED, TITLE VI. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)," BY EXTENDING TERM OF CONTRACT THROUGH JUNE 30, 1976 INSTEAD OF JANUARY 9, 1976 AND INCREASING CONTRACT FROM \$440,000. TO \$632,363. (EXTENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION APPOINTING LEE DOUGLAS, JR. CONSTABLE FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH ALL STATE PAPER CO., 223 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT FOR SUM NOT TO EXCEED \$2,610.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bf. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT
WITH FRANKLIN RADIO CORP., 54 FREEMAN STREET, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND
TRAIN ON-THE-JOB EIGHT (8) PARTICIPANTS FOR SUM NOT TO EXCEED \$8,160.; SOURCE OF FUNDS -
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT
COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a);
AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT
WITH COMMERCIAL COMPUTER SERVICE, 80 WASHINGTON AVENUE, BELLEVILLE, NEW JERSEY, WHO WILL
EMPLOY AND TRAIN ON-THE-JOB THREE (3) PARTICIPANTS FOR SUM NOT TO EXCEED \$4,380.; SOURCE
OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5
(1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-bh. RESOLUTION RATIFYING CONTRACT BETWEEN DIRECTOR OF HEALTH AND WELFARE AND
D. & V. WRECKING CORP., LOWEST RESPONSIBLE BIDDER, FOR DEMOLITION OF BUILDING AT 848-856
BROAD STREET, NEWARK, NEW JERSEY, FOR \$15,900., FUNDS AVAILABLE IN EMERGENCY RESOLUTION
7-R-z, MARCH 3, 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL
PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-6; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Council polled February 25, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT
WITH ST. ANN'S BILINGUAL LEARNING CENTER WHO WILL OPERATE AN ALTERNATIVE HIGH SCHOOL
TRAINING PROGRAM FOR SUM NOT TO EXCEED \$96,950. TO COMMENCE FROM JANUARY 1, 1976 AND

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TERMINATE JUNE 30, 1976; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION WHO WILL OPERATE A CONSTRUCTION TRADES TRAINING PROGRAM FOR 120 TRAINEES FOR SUM NOT TO EXCEED \$59,865.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH BOARD OF EDUCATION WHO WILL OPERATE A PUBLIC SERVICE EMPLOYMENT (SCHOOL CROSSING GUARDS PROGRAM) FOR 124 PARTICIPANTS FOR SUM NOT TO EXCEED \$221,373.66; SOURCE OF FUNDS - CETA, TITLE VI. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 17 in the minutes of this meeting)

7-R-bl. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AGREEMENTS WITH, AND TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF \$495,000 FROM COMMISSIONER OF STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES LOCAL ASSISTANCE PROGRAM AUTHORIZED BY NEW JERSEY GREEN ACRES AND RECREATION OPPORTUNITIES ACT OF 1974. (TOTAL COST OF PROJECT \$990,000 - ONE HALF PROVIDED THROUGH STATE GRANT, REMAINING LOCAL SHARE TO BE FINANCED THROUGH CITY CAPITAL BUDGET ORDINANCE 6-S & F-h, AUGUST 8, 1973 AND UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (RESOLUTION NO. 7-R-o APRIL 3, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE FOR A PROJECT ENTITLED, "EMPLOYMENT OF FURLOUGHED POLICE OFFICERS," PROPOSED TO BE FUNDED IN THE AMOUNT OF \$300,496. BY S.L.E.P.A. AND \$75,124. BY THE CITY OF NEWARK, TOTALING \$375,620.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk noted there seems to be some question as to the certification of funds for this and other resolutions being submitted as "added starters".

Councilman Tucker questioned at length the certification in relation to the grant application. He questioned the percentage of the grants with respect to the match money.

Councilman Carrino noted this program has nothing to do with any of the moneys provided for laid off policemen. The appropriation will have to come in the form of an emergency appropriation. He noted this action is to put 20 active policemen back into the streets. If the City can get \$300,000. by appropriating \$75,000. and 20 men can be put back on the streets, this is something which must be seriously considered by all Members of the Council.

Councilman Martinez agreed with the remarks made by Councilman Carrino and pointed out these are Newark residents we are dealing with and he is sure the Council is in favor of additional policemen being put back on the streets.

President Harris stated the Council has expressed itself with respect to restoring policemen. At no time was the Council receptive to laying off policemen but he pointed out this is a terrible way to do business in that these resolutions are coming to the Council at the last minute. Someone in Administration should have "gotten their house in order" so the Council could have acted on these resolutions without hesitation.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bn. RESOLUTION AUTHORIZING MAYOR OF THE CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE FOR THE "EMPLOYMENT OF POLICE OFFICERS PROJECT." (EMPLOYMENT OF FURLOUGHED POLICE OFFICERS) (SLEPA-\$300,496., CITY OF NEWARK-\$75,124., TOTALLING \$375,620.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo. EMERGENCY RESOLUTION APPROPRIATING \$300,496., SPECIAL ITEM OF APPROPRIATION, CRIMINAL JUSTICE PLANNING PROJECT-EMPLOYMENT OF FURLOUGHED POLICE OFFICERS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CRIMINAL JUSTICE PLANNING - EMPLOYMENT OF FURLOUGHED POLICE OFFICERS; \$300,946.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq. EMERGENCY RESOLUTION APPROPRIATING \$75,124., SPECIAL ITEM OF APPROPRIATION, CRIMINAL JUSTICE PLANNING PROJECT - EMPLOYMENT OF FURLOUGHED POLICE OFFICERS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF

OF CITY OF NEWARK WITH N & A BUILDERS, INCORPORATED, 96 WEST GRAND STREET, ELIZABETH, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-02, CONSTRUCTION OF IRONBOUND LITTLE LEAGUE BASEBALL FIELD, FOR \$215,271. IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500. ABOVE THE CONTRACT VALUE; FUNDS PROVIDED BY UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OPEN SPACE PROGRAM IN AMOUNT OF \$3,000,000., RESOLUTION 7-R-o, APRIL 3, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Allen questioned how this resolution could come up and no one is aware of it. He felt the Council should have been briefed on this resolution prior to the meeting.

Councilman Bottone agreed with Councilman Allen especially since there is money involved in this matter.

Councilman Bottone said he has always expressed his objection to "added starters" especially one that seems as detailed as this.

City Clerk D'Ascensio stated the representative of the Law Department should be questioned as to whether the Council can consider this matter in view of the intent of "the sunshine law" which requires the public be sufficiently acquainted ahead of time with reference to action taken by the Council in awarding contracts.

Assistant Corporation Counsel Donald Dvorin replied since this is a public hearing, he could not see why the Council cannot take action on this matter.

Councilman Tucker pointed out in this instance the matter was bid competitively and the information attached to the resolution has that detail.

Councilman Allen alluded to meeting held in the Mayor's Office dealing with contracts wherein the Board of Education signed for construction of schools and then there was no money appropriated for these contracts. He questioned voting for "added starters" that contained large appropriations.

President Harris pointed out in view of the expressed urgency of this Little League Field, the Council could vote affirmatively subject to further review. If the staff finds anything legally incorrect with respect to this resolution, action could be delayed until it is in order.

The City Clerk suggested if this resolution is adopted, the Director of Engineering be notified to withhold awarding the contract until all doubts have been resolved.

Councilman Martinez urged the Council's approval of this pointing out the Little League season starts May 1st. Construction must be commenced immediately. The Comptroller indicated there is money available for this purpose.

A motion to adopt the resolution was made by Councilman Martinez, seconded

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by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilmen Allen, Bottone, Carrino, Giuliano.

MOTIONS.

7-M-a. A MOTION STRONGLY URGING THE BUSINESS ADMINISTRATOR, COMPTROLLER, AND THE BUDGET OFFICER TO IMMEDIATELY IMPLEMENT A MONITORING PROCESS ON A CONTINUING BASIS TO ASSURE THAT ALL CITY DEPARTMENTS AND AGENCIES OPERATE WITHIN THEIR SPECIFIC APPROPRIATIONS AS PROVIDED IN THE 1976 MUNICIPAL BUDGET, was made by Councilman Carrino, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. Councilman Tucker MOVED THAT THE CORPORATION COUNSEL AND THE CITY CLERK BE DIRECTED TO PREPARE AN ORDINANCE REQUIRING APPROVAL OF THE MUNICIPAL COUNCIL PRIOR TO THE ISSUANCE OF BOND ANTICIPATION NOTES; SAID FUNDS TO BE PLACED IN AN INDICATED ACCOUNT SO THAT THEY MAY NOT BE UTILIZED FOR ANY OTHER PURPOSE, seconded by Councilman James.

Councilman Tucker said the point of his motion is to assure that when the Finance Director goes out to borrow money, those funds should come back into the Municipal Budget prior to contracting for various Capital Budget Projects. He said there is no State Statute or Municipal Ordinance governing this.

Councilman James pointed out for all practical purposes the greater violations with respect to this occurs with the Board of Education. Since the Board of Education remains an autonomous body, he cannot see how this motion would deal with the biggest culprit whom we are trying to reform. We are still escaping the problems before us.

The motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen Martinez, Tucker.

No: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 13, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE SALE OF REAR

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939 FRANKLIN AVENUE, BLOCK 791, LOT 1 AND BLOCK 800, LOT 5, TO THE HOUSING AUTHORITY OF
THE CITY OF NEWARK, NEW JERSEY, FOR THE SUM OF ONE THOUSAND (\$1,000.) DOLLARS PURSUANT
TO N.J.S. 40A:12-13 (b) (1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-o, on Page 11 in the minutes of
this meeting)

8-b. The City Clerk presented PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,
'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING
SALARIES THEREFOR,' (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO
CREATE THE TITLE OF CONTRACT ADMINISTRATOR, DATA PROCESSING AND TO DELETE CERTAIN OTHER
TITLES)."

(Contract Administrator, Data Processing \$19,887. - \$24,172.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 17, 1976
Calendar of the Municipal Council for first reading was made by Councilman Villani,
seconded by Councilman Giuliano and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR
HILL, RECEIVED FEBRUARY 18, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND ORDINANCE NO.
6-S & F-c, ADOPTED JULY 11, 1973, ENTITLED 'BOND ORDINANCE TO AUTHORIZE THE ACQUISITION
OF AUTOMOTIVE VEHICLES AND EQUIPMENT FOR THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN
APPROPRIATION OF \$677,980 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT AND TO AUTHORIZE
THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF
BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET
PROJECT NOS. 47/228-71, 84/4/72 AND 85/1/72,' SO AS TO ACQUIRE TWO (2) FRONT END LOADERS
AND TWO (2) DUMP TRUCKS, INSTEAD OF ONE (1) FIFTY (50) TON CRANE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and direct the City Clerk to invite
Business Administrator Walls, Executive Director of Mayor's Policy and Development Office
Dennison and Review and Planning Officer Allen to meet with the Council at their
pre-meeting conference was made by Councilman Carrino, seconded by Councilman Allen
and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

March 3, 1976

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8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED FEBRUARY 20, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 72 AVENUE L, NEWARK, NEW JERSEY, BLOCK 2086, LOT 40, TO THE HOUSING
AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.
40A:12-13 (b) (1)." (\$8,400.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 17, 1976
Calendar of the Municipal Council for first reading was made by Councilman Martinez,
seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED FEBRUARY 20, 1976, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.S.J. 40A:12-14 (c)
TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ROBERT TREAT
COUNCIL-EXPLORER POST 540 FOR PREMISES COMMONLY KNOWN AS 184-186 AVON AVENUE, BLOCK 2660,
LOTS 4, 5 FOR THE SUM OF ONE (\$1.00) DOLLAR PER ANNUM FOR A TERM OF ONE (1) YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item see Ordinance 6-F-p, on Page 12 in the minutes of
this meeting)

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED FEBRUARY 25, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING R. O. 16:1-4 DEFINING
MINOR SUBDIVISION TO PROVIDE FOR EXCEPTIONS FOR LAND IN URBAN REDEVELOPMENT PROJECT
AREAS AND AREAS DESIGNATED FOR COMMUNITY DEVELOPMENT."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item see Ordinance 6-F-n, on Page 10, in the minutes of
this meeting)

PETITIONS.

None.

9. PENDING BUSINESS ON THE CALENDAR.

None.

10. NEW BUSINESS ON THE CALENDAR.

None.

March 3, 1976

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MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from February 6, 1976 to February 20, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. Stanislaus Roman Catholic Church | 6789 Amended |
| Parents Association of St. Lucy School | 6851 Amended |
| St. Benedict's Mothers' Guild | 6855 Amended |
| Polish Falcons of America Nest 104 | 6893 Amended |
| St. Rose of Lima Church | 6908 Amended |
| St. Thomas Aquinas Church | 6941 Amended |
| Parent Teachers Association of Our Lady of Mt. Carmel School | 7039 |
| St. Michael's Seton Library Guild | 7047 |
| St. Michael's Church | 7048 |

SENIOR CITIZENS

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|----------------------------------|-----------------------|
| Senior Citizens Club | #16 |
| Beth David Senior Citizens' Club | #17 |

RAFFLES LICENSE

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Holy Name Society - Sacred Heart Church of Vailsburg | 7034 |
| St. Mary's Church of the Immaculate Conception | 7035 |
| Ladies Auxiliary of St. James Hospital | 7036 |
| Vailsburg Post #100 Amvets | 7037 |
| CYO of St. Francis Xavier Church | 7038 |
| The Newark South Ward Little League, Inc. | 7040 |
| Friends of Maple Avenue School Annex | 7041 |
| Friends of Maple Avenue School Annex | 7042 |
| Sociedad Del Santo Nombre | 7043 |
| The College Women | 7044 |
| Women's Sodality of St. Michael's | 7045 |
| St. Michael's Mt. Carmel Guild | 7046 |
| St. Ann's Parent Teachers Association | 7049 |
| St. Ann's Parent Teachers Association | 7050 |

March 3, 1976

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A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

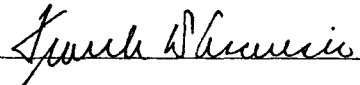
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

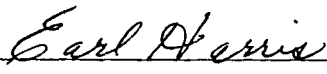
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:20 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, March 4, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 2:37 P.M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

Councilman Villani arrived 2:55 P.M.

President Harris stated: In accordance with New Jersey P. L. 1975 Chapter 231 Section 5 adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 2, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

The City Clerk stated he was in receipt of a communication dated March 2, 1976 from the Honorable Kenneth A. Gibson, Mayor, calling a Special Meeting of the Municipal Council for Thursday, March 4, 1976 at 2:00 P.M., or as soon thereafter to consider a resolution amending Resolution 7Rbd, February 4, 1976 to appropriate \$2,500,000. for transfer to Board of Education for use of Local Schools (R.S. 40:48-17.1 and 17.3) for Capital Projects authorized under Chapter 177, Laws of 1968, 18A:58-33.2 to 18A:58-33.5 provisions for additional State School Building Aid.

Following the introductory statement by the City Clerk, the Members of the Municipal Council engaged in a lengthy discussion on this subject matter. During this discussion, the following addressed the Municipal Council with respect to this matter and answered many questions posed by Members of the Municipal Council:

Mr. Dennis Sullivan, Director of Finance

Hon. Milton A. Buck, Corporation Counsel

Mr. Robert Ferguson, President
First National State Bank of New Jersey

Hon. Kenneth A. Gibson, Mayor

Mr. Stanley Taylor
Superintendent of Schools

March 4, 1976

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At the request of the Members of the Municipal Council Mr. Robert Ferguson, President of the First National State Bank stated if this legislation were not adopted, all school contracts now in existence would be cancelled; no new school projects could be started and it could affect future financing for the City.

A motion to suspend the rules to permit members of the audience to address the Council on the matter before them was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

A motion to limit the time of public speakers at this meeting to two minutes was made by Councilman Allen, seconded by Councilman Bottone and adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Villani, President Harris.

No: Councilmen James, Martinez, Tucker.

The following individuals in the audience addressed the Municipal Council on the school situation within the City of Newark:

Ms. Frances Ford, 35 Randolph Place, Newark, New Jersey

Ms. Johnnie Johnson, 278 Seymour Avenue, Newark, New Jersey

Ms. Lillian Greer, 358 Keer Avenue, Newark, New Jersey

Ms. Arlene Barnes, 34 Brenner Street, Newark, New Jersey

Mr. Floyd Bishop, Newark, New Jersey

Ms. Arlene Truet, 59 Wainwright Street, Newark, New Jersey

Ms. Arlene Henry, 122 Osborne Terrace, Newark, New Jersey

(All of the discussion which took place during this conference is available on tape which is on file in the Office of the City Clerk.)

RESOLUTIONS.

7-R-a.

RESOLUTION AMENDING RESOLUTION 7-R-bd, FEBRUARY 4, 1976, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$3,400,000. MANDATORY ITEMS, SCHOOL DEBT SERVICE, INTEREST ON NOTES-\$900,000. AND PAYMENT OF BOND ANTICIPATION NOTES-\$2,500,000. TOTALLING \$3,400,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET." BY TRANSFERRING \$2,500,000. TO BOARD OF EDUCATION, CURRENT FUND, GENERAL APPROPRIATIONS, STATUTORY EXPENDITURES, FOR USE OF LOCAL SCHOOLS FOR CAPITAL PROJECTS AUTHORIZED UNDER N.J.S.A. 18A:58-33.2 ET SEQ.

March 4, 1976

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Carrino stated he felt the North Ward has been the most neglected of all the City wards in so far as new construction is concerned. He cited the need of new schools in the North Ward but felt this matter before the Council is a City priority and transcends the individual wards in the City. He noted the basic operation of the City's cash flow is at stake and felt it was important for all of the Members of the Council to set aside politics to permit the City to operate and fulfill its obligations. He felt this is the question before the Council today.

Councilman James expressed his disagreement with the resolution and questioned whether this matter transcends the individual wards stating it was easy to say that when your ward is not concerned. Councilman James said it is commendable that the Council recognizes a wrong has been committed but it is irresponsible not to name the individual who committed this wrong. We are here with a fiscal crisis that no one is responsible for.

Councilman James pointed out fiscal errors have been cited to the Council and Administration is now requesting the Council to correct these fiscal errors. In the past, the Council was informed we had no surplus funds and then found \$1.8 million so it is conceivable that to say you must rush through this correction, "rob Peter to pay Paul", when we know the Board of Education asked for \$2.5 million for fuel or the schools would be closed and then we learned they were in error and did not need the money. It is just as conceivable today that we may not have to use these funds to pit one ward against another.

This Administration, just one month ago, sent up a budget with a projected tax rate of \$11.76 and the Council has now trimmed that budget to \$10.55. It is clear they did not need that money and it is just as clear they may not need that money today because Touche Ross does not know what happened to it and no one else can seem to find it. Whenever there is a solution that benefits Administration they have found it but it is probably easier to play one ward against another.

Councilman James continued, when H.E.W. told Mayor Gibson there were difficulties with the Youth Aid Services, he found a solution to that problem and no one suffered any indignities. When H.E.W. told the Mayor to fire

March 4, 1976

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Mr. Wheeler, when State and other Federal authorities told him to fire Clyde Mitchell for fiscal abuses in the Neighborhood Youth Corps program, Clyde Mitchell was given a better job in the Newark Housing Authority. Today, they are saying the only solution to this problem is if the South Ward children go without equipment. The tragedy of this situation is that they are attempting to divide the Council. The Administration is so sure this will be adopted that a Board of School Estimate meeting has already been called for 4:00 P.M. today and the only reason this meeting could be called is based on the fact they had the votes in their pockets. Councilman James added, basically all the problems in the City, the Board of Education has acted irresponsibly in letting bids, receiving signed bids for contracts, knowing full well there was no money available and knowing full well the city's inability to sell bonds. The Board President from the East Ward under pressure from the East Ward signed the contract knowing that the custodian of school monies has failed to deliver monthly reports as required by law and all of this is excused. The greatest tragedy of all is that they pit one ward against another, Council member against Council member. One always has to go to history to understand what will happen to us and he asked the Council to remember in this situation where we have been robbed, where we are being educationally raped to remember the words of Haile Selassie in 1936 in his speech before the League of Nations where he said, "It is us today. It will be you tomorrow." It is the South Ward today, it may be another ward tomorrow.

Councilman Tucker felt, to be very frank, the responsibility can be pointed directly at individuals who are still working for Administration and the possibility is that they will continue to work for Administration. This not only involves the Board President, Charles Bell, but also the former Finance Director of the City, John Grexa, the Chairman of the Capital Budget Committee and Mr. Wilbur Parker who prior to the new State law had the responsibility to deal with finances and Mr. Paul Barton who has the responsibility for investing municipal funds and other individuals in Administration. The tragedy of this situation is not that we identify the individuals who have taken part in this particular tragedy but if we do not deal with the problem it has raised all is being done for naught.

The question we are addressing now is not necessarily a ward question. The point is that we are not able to sell bonds. We know full well if we cannot sell bonds, we cannot build any schools. The point we are dealing with now is not a choice of whether or not to move forward with Weequahic Elementary School or East Side High School but the question relates to our bonding capacity.

Even if the State works out a bonding package, whether they will stand behind the city's bonds if we default on a particular contract that automatically puts us in a negative position with respect to being able to sell bonds.

Councilman Tucker felt the Council must address themselves to the alternatives at this point in time. Either we go with this particular resolution or we will not be able to build schools in the City of Newark. We know there have been violations of the statutes. We know there has been incompetency with respect to the Mayor's administration. We know that the Board of Education is involved in this particular process. There are many things we know are wrong but we must weigh the alternatives.

Council President Harris stated it is disturbing to him that this matter has been misconstrued to the extent that it pits individual against individual or ward against ward. That is exactly what the Council has been trying to avoid in making this city move forward. We are faced with a decision that has to be made for the betterment of the City of Newark. Sometimes these decisions will be unpopular but one must be man enough and responsible enough to make a decision for the betterment of the total city.

Council President Harris stated he felt Mr. Ferguson explained this entire problem in detail and answered all the questions directed to him by Members of the Council. The Council also heard from the Mayor who indicated, if necessary, he will attend the meeting in the South Ward to explain to the residents there what is involved with respect to this resolution. Council President Harris concluded, in good conscience he must say his decision is for the betterment of the whole City of Newark and is a positive vote in moving the City forward.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

March 4, 1976

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This Special Meeting adjourned 5:30 P.M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio

City Clerk

Earl Harris

Earl Harris

President

Newark, New Jersey, March 16, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:40 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

The City Clerk stated he was in receipt of a communication dated March 9, 1976 from the Honorable Mayor Kenneth A. Gibson, calling a Special Meeting of the Municipal Council for Tuesday, March 16, 1976, at 11:00 A. M., or as soon thereafter to consider the insertion of City-owned and receivership properties into the 1976 Municipal Budget.

It has been recommended by the Division of Local Government Services that all revenues and expenditures for City-owned and receivership properties be inserted in the Municipal City Operating Budget, whereby proper accountability and control can be maintained by the City Administration. This action will necessitate the closing out of the City-owned Property Trust Fund, Account No. 26GLP463, which is the existing method of financing the operations of City-owned properties.

It is imperative that Council consider this action immediately to facilitate the effective management, maintenance and accountability for all City-owned properties.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231 Section 5 adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 12, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

RESOLUTIONS.

7-R-a. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY OWNED PROPERTY/20 PARK
PLACE, \$153,324.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman Allen, seconded by President Harris.

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Councilman Tucker said he has a statement which relates specifically to all of the Resolutions, with the exception of Resolutions 7-R-n and 7-R-o. All of the sixteen resolutions request the Council to ratify a chaotic and unscrupulous budget process which was instituted by the former Tax Collector Steven Rother and extended by the former Finance Director John Greza. Administration is requesting the Council to enter into an emergency appropriation which would amount to \$945,000. which would attempt to straighten out a chaotic mess.

Councilman Tucker continued we are dealing with the fact, as the Finance Director informed us, that in some cases funds which were collected from rents, tenants who are living in substandard housing, owned by the City of Newark, were utilized to renovate and pay operational expenses at 20 Park Place, 2 Cedar Street and some of the downtown properties. Needless to say, this particular action is unethical and to a great degree an indication of the incompetency which existed in regard to these two individuals who are no longer working for the City. The fact remains the major problem the City is faced with right now is how to resolve a situation which everybody admits is a major downfall of the City of Newark. Before we even go into this whole problem we should at least be apprised of what is the basic plan of action to resolve this entire situation.

There is no need for the Council to entertain a motion to take action when there has been no definitive comprehensive plan as to what will be the disposition of all the properties now currently owned by the City of Newark or what our current cost will be. It was also reported that at this point and time the 2 Cedar Street property is going to continue to be a deficit in behalf of the City of Newark. The fact remains the City, the City taxpayers, are going to take on this obligation. There is another question which relates to the Deputy Attorney General John Childs statement in which he states if the Council voted to sanction these over-expenditures we may be liable of violating New Jersey State Statutes 2A:135-5.

Councilman Tucker said he thinks there is some sort of clear indication of poor planning on behalf of the Mayor, the City Administration and all of the parties involved. Until this whole matter is resolved he does not believe in any way whatsoever, the Council can move affirmatively, especially with all of the major questions being unresolved.

The motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-b. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$189,180., SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, CITY-OWNED PROPERTY MAINTENANCE/20 PARK PLACE;
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-c. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY OWNED PROPERTY/605 BROAD
STREET, \$131,520.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-d. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$171,180., SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, CITY OWNED PROPERTY MAINTENANCE/605 BROAD STREET; SAID
EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-e. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY OWNED PROPERTY/786 BROAD
STREET, \$140,784.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by

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99. Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-f. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$172,380., SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, CITY OWNED PROPERTY MAINTENANCE/786 BROAD STREET;
SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-g. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY OWNED PROPERTY/SYMPHONY HALL,
\$61,632.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-h. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$168,414., SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, CITY-OWNED PROPERTY MAINTENANCE/SYMPHONY HALL; SAID
EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-i. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," OTHER CITY OWNED PROPERTY RENTS,
\$1,258,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 6, 1976 Calendar of the Municipal Council was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-j. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,258,000., SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER CITY OWNED PROPERTY; SAID EMERGENCY FUNDS SHALL
BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 6, 1976 Calendar of the Municipal Council was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-k. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," RECEIVERSHIP PROPERTIES/2 CEDAR
STREET, \$447,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 6, 1976 Calendar of the Municipal Council was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-l. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,109,400.80, SPECIAL ITEM OF
APPROPRIATION, UNCLASSIFIED PURPOSES, RECEIVERSHIP PROPERTIES MAINTENANCE AND EXPENSES
2 CEDAR STREET; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by Councilman Allen, seconded by Councilman Bottone.

Councilman James brought to the attention of the Council when the matter of 2 Cedar Street came before the Council he opposed it vigorously and objected to the bailing out of an absentee landlord. He recalled questioning Mr. Rother, former Tax Collector, with respect to the absentee owner who was in Florida and would not come to Newark to negotiate this matter. Councilman James said he told the Gibson Administration this would be a fiscal disaster for the taxpayers of Newark and called it a great giveaway. He noted he asked Mayor Gibson personally if he is going to bail out absentee landlords, why doesn't he start with one-family homeowners. He felt this was a matter of black-mail because here there was a delinquent taxpayer owing the City some \$2.5 million and we were drafting a contract to pay off the \$2.5 million contract, renovate the building, pay rent and make all other kinds of improvements on the building. Then at a time and place of his choosing, this absentee landlord could come back from vacation and take over a building which had been improved by the City.

Councilman James continued he predicted now when the contract runs out its option in 1978, are we going to tear up everything and move out, he doubts that very much.

Councilman James reiterated he raised the question this would be a fiscally irresponsible position and he hates to say this to Administration but he does say "I told you so."

Councilman Tucker commented Council learned today that the lease agreement by the City of Newark and the owner of the property stipulates that the moneys the City is paying will go to the taxes that have grown by the owner. The tragedy of this situation is that even in the event of foreclosure of the property being in receivership, from the taxpayers point of view, he would assume the City would foreclose on the property and then would not have to deal with the payment of rent. The tragedy is because we are paying rent and those rentals are going to pay the taxes which means the City cannot even foreclose on the building. Thus, we are not talking about something that would be resolved within four years. We are talking about something that will go on for time immemorial or until the time the City forecloses.

Councilman James noted the City Clerk had reported Administration told the Council the action on this matter would stabilize the downtown area, that has not happened. Buildings have still become abandoned, others have left the City and we have increased occupancy of City-owned buildings. The Gibson Administration told us 2 Cedar Street could be run on a balance sheet, that the revenues received would offset the expenditures. That has become a lie too.

March 16, 1976

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He reiterated the statements made by the Gibson Administration have not come true and they are coming back to haunt us today.

The motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-m. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY OWNED PROPERTY INCOME/PREVIOUS YEARS, \$188,235.34.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-n. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$56,920., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SALE OF CITY-OWNED PROPERTIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-o. RESOLUTION AMENDING RESOLUTION 7-R-i, MARCH 1, 1976, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SALE OF CITY-OWNED PROPERTY, \$412,700.", BY INCREASING AMOUNT TO \$469,620.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

March 16, 1976

7-R-p.

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TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$235,701.73, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, DEFERRED CHARGES, OVEREXPENDITURES IN CITY-OWNED PROPERTY ACCOUNT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to place this resolution on the April 7, 1976 Calendar of the Municipal Council was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-q.

RESOLUTION AMENDING RESOLUTION 7-R-d, MARCH 1, 1976, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," NEWARK HOUSING AUTHORITY - PAYMENT FOR POLICE SERVICES, \$292,500." BY INCREASING AMOUNT TO \$315,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

ADJOURNMENT.

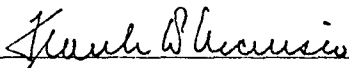
12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

This Special Meeting adjourned at 4:00 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, March 17, 1976 997

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:25 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Michael Kuchmiak, Saint John's Ukrainian Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

Councilman Carrino questioned whether there is a representative from the Business Administrator's Office present in the Council Chambers.

City Clerk D'Ascensio asked whether anybody from the Business Administrator's Office was present at this meeting? There was no response from the audience.

Councilman Carrino said, "Mr. President, if you recall, we sent a direct letter to the Business Administrator requesting him to have someone from his office here at all Council meetings to answer any questions or problems that citizens might have. I take this as a directive affront to the City Council that there is no representative here tonight."

President Harris requested the City Clerk to note this verbatim for the record and sent a letter to Mr. Walls and have Mr. Walls respond at the next pre-meeting conference.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 9, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

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4-a. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE YEAR
ENDING 1975.

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A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-b. The City Clerk represented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH
OF JANUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-c. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF
FEBRUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-d. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND
WELFARE, FOR THE MONTH OF FEBRUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-e. The City Clerk presented 1975 ANNUAL REPORT OF DIVISION OF CENTRAL PURCHASE,
DEPARTMENT OF ADMINISTRATION.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-f. The City Clerk presented REPORT OF MUNICIPAL COURT, PART VI, FOR THE MONTHS OF
DECEMBER, 1975 AND JANUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

4-g. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF JANUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-h. The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-6 FROM FEBRUARY 9, 1976 TO FEBRUARY 13, 1976 AND LISTING NO PROPERTY ACQUISITIONS FROM FEBRUARY 16, 1976 TO FEBRUARY 20, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS FROM FEBRUARY 9, 1976 TO FEBRUARY 13, 1976 AND FROM FEBRUARY 16, 1976 TO FEBRUARY 20, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-i. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JANUARY 28, 1976.

A motion that the the Copy of Minutes be received was made by Councilman Allen, seconded by Councilmen Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-j. The City Clerk presented OVERALL ECONOMIC DEVELOPMENT PROGRAM, PROGRESS REPORT FOR THE NEWARK AREA, FEBRUARY, 1976; PREPARED BY MAYOR'S POLICY AND DEVELOPMENT OFFICE.

(Copy submitted to each Member of the Council)

A motion to receive this Progress Report was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-k. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD JANUARY 21, 1976

March 17, 1976

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A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-1. The City Clerk presented MONTHLY PROJECT REPORT OF NEWARK OFFICE OF CONSUMER ACTION, JANUARY, 1976, SUBMITTED BY DENNIS G. CHEROT, DIRECTOR.

(Copy of submitted to each Member of the Council)

A motion to receive this Report and place on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-m. The City Clerk presented REPORT BY DIRECTOR OF FINANCE T. DENNIS SULLIVAN, II, SALE OF ANTICIPATION NOTE #1, DATED MARCH 2, 1976, IN THE AMOUNT OF \$5,000,000. TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, AT RATE OF 7.75%; PURSUANT TO N.J.S.A. 40A:4-72.

(Copy submitted to each Member of the Council)

A motion to receive and file this Report submitted by Director of Finance T. Dennis Sullivan, II, dated March 2, 1976:

Municipal Council of the City of Newark

On March 2, 1976, Tax Anticipation Note #1 of 1976, dated March 2, 1976 to mature on December 1, 1976, in the amount of \$5,000,000.00 was sold at par to the Public Service Electric & Gas Company at a rate of 7.75%.

The motion to receive and file this Report was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment application, I make this statement for the benefit of those interested in this application.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant,

desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The City Clerk read APPLICATION OF NEWARK BOARD OF EDUCATION, OWNER; TO PERMIT IN 2ND RESIDENCE AND 2ND BUSINESS DISTRICTS CONVERSION OF A SCHOOL WITH NO FRONT YARDS AND EXCEEDING THE HEIGHT LIMIT; ON PREMISES 275-289 LYONS AVENUE.

(Vote of Board of Adjustment 4-0)

(Previous application approved June 3, 1964, 287-289 Lyons Avenue rear (124 Aldine Street)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

Councilman James questioned Mr. Rocco Rossi, Secretary of the Board of Adjustment with respect to this application. This refers to a school from which money had been transferred to other accounts and there is a great unlikelihood the school will be built on schedule. In fact, it is supposed to be under construction at the present. If we approve this application, is it an infinite type approval indicating that when the Board has the money the school will be built, or will they have to come back for another type of hearing before the Board of Adjustment. The school was scheduled to be built last month. It will be a few years before it becomes a reality. If we pass it tonight, will this approval stand or should a new application be entered at that time.

Mr. Rossi replied the rules of the Board of Adjustment are that when a variance is granted to construct a building, a building permit must be obtained within 90 days after the Municipal Council approval and the building must be completed within 18 months from that date.

Councilman James questioned if Mr. Rossi is aware of the fact this is the former site of the Weequahic Elementary School. He asked if Mr. Rossi suggested remanding this back to the Board of Adjustment as opposed to taking a vote.

Mr. Rossi replied what can be done, if the Council feels they wish to grant this variance and the variance is granted, at the end of the three month period, the Board of Education can request the Board for an extension to give them time to obtain a building permit for a year later.

Councilman James said in view of the fact that Mr. Rossi indicated that we could pass this tonight and the Board could receive a 90 day period for an extension, he would like to move for approval of this application.

A motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Giuliano and declared

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adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

(Fabyan Place, Northbound, from Hillside City Line to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 7, 1976.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 4:2-5, FEES, OF TITLE 4, ALCOHOLIC BEVERAGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 AS AMENDED AND SUPPLEMENTED, TO CHANGE FEES.

(Plenary retail consumption license - \$660. per annum

Plenary retail distribution license - \$660. per annum

Club license - \$150. per annum

Special permit - \$25.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Secretary of the Alcoholic Beverage Control Peterson, Chairman Slaughter and Paul J. Hopkins, Member met with the Council March 16, 1976)

A motion to amend this ordinance by setting the fee for Plenary retail consumption license - \$700. per annum and Plenary retail distribution license - \$700. per annum, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

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A motion to adopt the ordinance on first reading, as amended, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading, as amended, and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 7, 1976.

6-F-c. The City Clerk read AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council on March 2, 1976)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-F-d. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF CONTRACT ADMINISTRATOR, DATA PROCESSING AND TO DELETE CERTAIN TITLES)

(Contract Administrator, Data Processing \$19,887. - \$24,172.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, President Harris.

No: Councilman Tucker.

Not Voting: Councilmen Carrino, Giuliano.

President Harris: The yeses are five, the no is one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 7, 1976.

6-F-e.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN

AS 72 AVENUE L, NEWARK, NEW JERSEY, BLOCK 2086, LOT 40, TO THE HOUSING AUTHORITY OF THE
CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

(\$8,400.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 7, 1976.

A motion to consider Hearings of Citizens at this time was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

HEARINGS OF CITIZENS.

The following speakers addressed the Municipal Council with respect to a police sub-station in the vicinity of Dayton Street. They felt they were not getting enough police protection. There have been many muggings, break-ins, etc.

6-HC-a. MS. SANDRA BELLINGER, 386 DAYTON STREET, NEWARK, NEW JERSEY.

6-HC-b. MR. VICTOR COLUCCI, 963 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY.

6-HC-c. MS. DORA MAZUR, 31 VAN VECHTEN STREET, NEWARK, NEW JERSEY.

6-HC-d. MR. JOHN H. SMITH, 991 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY.

6-HC-f. MS. BESSIE WALKER WILLIAMS, 35 VAN VECHTEN STREET, NEWARK, NEW JERSEY.

6-HC-e. MS. MARY BEY, 364 DAYTON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a police sub-station in vicinity of Dayton Street and also having a Boy's Club in the area. The Dayton Street area is isolated from the rest of the City and it is very hard for the children to participate in other activities.

Councilman Martinez said he would like to respond to the constituents of the East Ward. He realizes they have a problem on Van Vechten Street and Dayton Street and Frelinghuysen Avenue, Boy's Club, Health Center and most of all crime. He can remember

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Bessie Williams coming to him the day after Christmas and relating a story with respect to guards at 35 Van Vechten Street. He contacted Mr. West of the Security Guard station and he assured him those guards would not return, they would be dismissed. He hoped he could fire them and take more severe action but he disciplined them in his own way.

Crime is not only prevalent in this area but throughout the whole City of Newark. We have a serious situation. We have policemen who have been laid off, fortunately tomorrow 24 policemen of the 98 who were laid off will be rehired. By April 1st another 50 will be back on the streets bringing it to somewhere around 74. By May 1st, just about every policemen who has been laid off will be back on the streets.

Councilman Martinez noted he met with Police Director Williams today and he indicated the concern for a police sub-station as he has in the past. Now that he is getting additional policemen on the streets, he has a team police set up which he promised us, he gave us a commitment they would travel for six months, one ward to another. The six months are just about up now, it is time they come out of the South Ward and come into the East Ward. He recognizes the need for a police sub-station and he recognizes it will not take many policemen to patrol the particular area we are concerned about.

Councilman Martinez agreed that the location on Frelinghuysen Avenue and Virginia Street is a good location where the Dayton Street Ambulance Squad is now. That could be a central location for just about everyone in that particular area. Councilman Martinez added they are working on the Boy's Club, he was called and informed they have a problem with funding for the staff and he indicated the direction they should travel should be through CETA because there are CETA employees that can perhaps fulfill and be designated by the community to handle the problems to fulfill the commitments made to the community for the Boy's Club. He understands the location has been approved by everyone concerned. The money is no problem with the Boy's Club and the only concern is the funding of the staff.

Councilman Martinez stated what he would like to do is each person who has addressed the Council meeting today, he would like to contact them one day, probably next week and set up a meeting with Police Director Williams and Captain Cross. He believes they should be made aware of the serious conditions they have in their area. There is no reason why people should have to live under these conditions in this day and age. He recognizes Mr. Littlejohn who wrote him a letter and said thank you because we now have 70% increased lighting in our area because of the new lights that went up. Broad Street, Ludlow Street, Wharton Street are all part of the new redevelopment in lighting in the Kretchmer area that are supposed to go up the first week of April. Hopefully that will help, but the biggest help they can have, and he agrees with them, is a police sub-station in the Dayton Street area. He will work with them as vigorously as he can to see that they

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get this police sub-station they deserve and he hopes his colleagues will support him, as he knows they will, so the people can walk and live decently like human beings.

Councilman Giuliano said he would like to respond to Mrs. Williams to agree with her 100% that this is an old, old problem, crime. As a Councilman-at-Large he is concerned with all the citizens of Newark in every Ward of our City. As a professional policeman of 22 years working in every division of the Police Department he is well acquainted with the problems of the citizens, especially the senior citizens who are being mugged, etc. He has passed motions throughout his time on the City Council for police sub-stations, for lighting. It is a matter of record in the City Clerk's Office he has been for more policemen in the streets. Of course everyone knows the fiscal situation we are facing not only in the country but in the City of Newark. While coming to the meeting tonight, Broad and Market Streets, one of the busiest streets in the country at one time, he could count about 7 or 8 people. Yes, he must agree with them, they are afraid to leave their homes, they are kicking down doors while people are in their homes, especially senior citizens and as Councilman Martinez and Councilman Carrino, policemen who are on leave agree, yes, something will be done in a few days. It is a priority that policemen and firemen are put back to work, first, not that he would not want to see all other City employees put back to work. However, crime is the root of all of our troubles, our economy, businessmen are moving out, vacant lands, stores are being boarded up, steel gates all along Broad and Market Streets. Without policemen on the streets, you have no City, you have no economy, you have chaos and he for one and his colleagues who have proved themselves over and over will see to it that they will do everything possible within their authority to see that the citizens are safe in this City.

Councilman Tucker said when the meeting is set up with Police Director Williams on the establishment of a police sub-station he will be there working in conjunction with Councilman Martinez. He will also communicate with Police Director Williams to find out who mans Car #502 to find out if that particular individual is a policeman or not.

Councilman James said he would certainly concur with the statements of the members of the Council that crime is an important problem throughout the City. He would certainly concur that crime has no boundaries, be it the East, South, Central, West or North Wards. He would also concur there is no age barrier, the senior citizens we are talking about or the school children walking to school. He thinks the problem the Council would have then would be the solution to the problem. He is somewhat disturbed to hear from his colleague that the easiest solution is to rob from the South Ward and give to another ward. That has been a method used by this Council to "rob Peter to pay Paul." He is concerned about the South Ward, primarily because he is elected by the voters of the South Ward. But as a native Newarker he is concerned about every ward. The Councilman

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from the South Ward would never pose a solution to take from one ward to give to another. He knows the report card so far that we are suggesting to vote to take team policing from the South Ward to give it to others. We have taken schools away and given it to others and we have taken Urban Rodent Control and given it to others. We in the South Ward do not say we should have team policing. This documentation is going to be made in 1978- Congress said that in the South Ward bounded by Nye and Rose Streets, bounded by Irvington and Bergen Street, that crime was so bad and the citizens living in desperate fear that they needed the team policing approach and if it was successful in that area then this whole program should be expanded to other areas. The President of the United States at that time voted this program, the United States Congress voted at that time, Federal and State authorities voted this program, County and City officials. Now the solution seems to be always the part as opposed to the whole, whoever has the vote takes from one and gives it to another. Two corrections should be stated: 1) there is no South Ward Police Station, the police deployment of the City is dealt with by South District Police Station and he believes Dayton and some other streets are part of the South District. He does not know about the entire East Ward, he would say those who live in the Dayton Street area would voice concern for calling a police car that would have to respond from Hunterdon and West Bigelow Street, people would have the same concern living on South 20th Street and Avon Avenue who often times tell him they get service from Irvington faster than Newark.

Councilman James said his concern is that we have a police problem throughout the City of Newark. If we study the whole question, why terminate a sub-station in the South Ward and give it to the East Ward, that is not solving a problem. That is pure political power and he would dare say that voting only one time, he recognizes that reality and he is going to say over and over again and he says it with passion, 24,000 people in the South Ward are going to receive a score card. We are not going to sit idly by and let you take from us and give to others because you have the votes to resolve a problem of one ward to the other ward. It is from Irvington all the way to the Airport, Belleville to Hillside and he does not feel we should continue to take from one ward, one group of citizens, one person to help another, that is no solution to the problem. He stated to the citizens of the East Ward he lived in the East Ward, went to Miller Street School, graduated from East High and he is concerned about their problems and the South Ward and he feels all wards should have the protection. But he is not going to sit here and play politics to take from one and give to the other.

Councilman Bottone said he has been sitting here close to six years the problem and the situation of sub-stations has come up over and over and it is repetitious. We would like to see as many sub-stations all over the City if possible, but it must be realized, and the facts are there, when this issue has been brought up, one of the most

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important factors is that right now the City is fortunate enough that we have found ways to place the men who have been laid off, but one must realize that a sub-station automatically does not give you police protection. In a sub-station before you can put one policeman in the streets, you must have at least 27 men to staff three tours without a single man coming out to protect another body. This is a very important factor because again you are tying up 27 men who still cannot get out and protect the lives of people.

Councilman Bottone suggested that when these men come back, the Police Director and his staff sit down and work out a feasible method where all these men who are retained and brought back are deployed into areas that need additional police protection, these men should not be sitting behind desks, behind phones, they should be in the streets, visible and be able to be called at a moments notice. He is for as much police protection as we can get, but at the same time we must utilize every person, everybody to make sure he produces as much as he has to in the 8 hour tour he has and by saying you have a sub-station is not going to save anybody from getting his head broken, save anyones house from getting robbed. Those 27 men that staff that sub-station, he would rather see deployed in the areas.

Councilman Carrino said we are facing a problem much deeper than police officers. He concurs with Councilman James it would be a crime to take away a man from one street and put him in another street and have the person on the first street get mugged again. The problem, we as elected officials have to look into, is a situation regarding crime in general. Our courts are remiss in that they are turning out people faster than the police officer can finish writing a report. This is one of the problems. The fact is whether or not we have a sub-station on Dayton Street does not eliminate the problem the woman got mugged by a man she knew and the man has still not been picked up yet. This is a crime in itself, whether they had 20 police officers on the corner would not have made any difference, that man is still on the street. As to police sub-stations he thinks that is a very poor policy especially in light of the fact that the North Ward does not even have a precinct, doesn't have a police station, never mind a sub-station. Before we can worry about sub-stations we should worry about each ward having a precinct. However, if we had a precinct, a sub-station on every corner, the situation would not change, the situation is not going to change until the City of Newark, the State of New Jersey and the Federal Government starts realizing the people they have to protect are the people walking the streets, not the people who are committing the crimes.

Councilman Allen said he has listened to some of the statements made tonight by the various speakers in term of protection, crime going in the areas, has listened to his colleagues. He thinks that sometimes we have to set the record straight in terms of

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where we are going. He listened to some of the speakers, who came down on some of the Councilmen here very hard. One thing we would have to refer to in terms of the Councilmen elected by the people, we are also elected to set policies, which we did in the past and will continue to do so. He feels the City has a strong Police Director to run the Police Department. However, some of the questions have to be brought before Administration in terms to find out their weakness in terms to straighten these matters out. It's true firemen and policemen have been laid off but at the same time, before the lay off of policemen came about, the people were still coming down complaining about police protection which means that the shortage of manpower is not the problem but the Administration problem is one hell of a big problem and he thinks until we start dealing with the top, there is no way we can straighten out the bottom part. He would concur with Councilman James and the other Members of the Council we do not get rid of crime when the whole City of Newark is full of it. He thinks what we would have to do, is in terms of taking a long look what we have in Administration and who can do the job and who cannot and right now, from what he can see, we can start from the Business Administrator and work right down and we don't have one person who can do the job that needs to be done. All they can do is pass the buck to the Council and they have to pick it up and he would like to see one day that when the people come forth and say we are not getting this and that, we are not going to vote for you again, he would like them to also go to Administration, from the Mayor's Office on down.

Councilman Allen stated his office is practically full of people complaining and his colleagues have the same work load but he can go down to the second floor and sees nobody making complaints to anybody.

Councilman Martinez said he seems to recall about 9 months ago, Police Director Williams came before the Municipal Council took a pointer out, chalk and drew some diagrams on the blackboard in the conference room. He indicated that every six months there would be shifting for team policing that all of the citizens of the City of Newark pay taxes for this particular police function and he stated to him, and he is sure he stated to other members of the Council, to pick out a site that when they get ready to make the transfer we can move the team policing into that particular area. He has just picked his site, Dayton Street.

President Harris requested the City Clerk to invite Police Director Williams and Business Administrator Walls to respond to questions posed by the Council at their special conference March 23, 1976.

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6-HC-g. MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Municipal Council recommending revision or amendment of existing ordinance prohibiting posting of unauthorized signs on public property.

Councilman Carrino said he favors a meeting with the Corporation Counsel on this subject. However, he disagrees with the speaker on one thing. The City of Newark, the only City in this area, allows political posters to be put on trees and poles which he thinks should be stopped. If people want to put signs on their lawns or windows that is fine. The political posters on trees and poles, especially since no one takes them down afterwards, is a bigger crime. He intends to go a little further with respect to posting on trees and poles so that we will sit down with the Corporation Counsel and incorporate some of Mr. Henderson's ideas into this new ordinance and advertise to make sure we are not playing around this time. The reason why the existing ordinance has no teeth is because unless you catch the person putting the signs up the person can not be held responsible so that if the ordinance is changed that the organization whose name is on the bottom of the poster will be held responsible then somebody can be responsible.

Councilman Bottone said he agrees with Mr. Henderson wholeheartedly and also as Councilman Carrino stated following every election he would would make sure to take the ordinances on the books and send them to the Business Administrator, Police Department. It has been their laxity in taking action on the laws we already have on the books that the City of Newark looks like a subway station in the daylight. His feeling would be that it is very hard to catch a candidate or his employee, or supporter, especially an opponent, that he puts these signs up. Certainly if the Sanitation Department of the City of Newark when picking up their garbage pulled them down it would become a little bit expensive to keep replacing. The candidates would understand the signs would not stay up and it would be a waste of money. He thinks Administration knows this and at times they play their own favorites that is why the signs are not coming down.

6-HC-h. REVEREND HORACE P. SHARPER, 167 SOUTH 6TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the problem with respect to tenant and landlord relationships. The speaker also referred to the violence in the Newark City schools.

President Harris requested the City Clerk to contact Reverend Sharper relative to a special conference for discussion of this matter.

Councilman Tucker said he thinks the points the speaker is making are very important in relation to the Council and he thinks it is important in relation to landlords and tenants in the City. He hopes he is not hearing him say that now since blacks are moving into housing market that in effect we should be more lenient if in effect blacks are violating the laws than if whites were violating the law. We have talked about this

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before. We are saying a slum lord is a slum lord, it make no difference what color he is. The other factor is a bad and rotten tenant is a bad or rotten tenant, it does not make any difference what color he is. The other point he thinks we have to deal with is the fact how we are relating to the tenant and landlord relationship and he knows there have been other concerns voiced not only by the speaker but other landlords concerned and tenant groups in the City. He looks forward to the meeting and if at all possible we can possibly meet with some of the other representatives also because he thinks a lot of the points raised are very valid.

Councilman Carrino said he would hope that Reverend Sharper could contact a few white landlords he knows so that this does not become just a black issue because he has had landlords from the North Ward come to him expressing the same concerns the speaker brought out.

6-HC-i. MR. EMANUEL FOWLER, 408 LESLIE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to complaints about a store under his apartment at 408 Leslie Street.

Councilman James pointed out complaints were registered by the speaker before and they were forwarded to Director Buford and the Business Administrator. A 10 page report was received which indicated some of the complaints have been abated, some were unfounded and others they could not find.

Councilman James suggested that the Business Administrator and Director Buford have their representatives meet with the speaker to go over his complaints in person so that this problem may be worked out. He said within two weeks the Council should have some resolution of this problem.

6-HC-j. MS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to problems in the housing development in the East Ward.

Councilman Martinez said he thinks the speaker was here when he talked to the senior citizens. He said he would disagree with her, he does not think she has the best security available, he thinks an awful lot of work has to be done to straighten out the problems in the area. Mr. West has given him a commitment within two or three months he will hire guards, CETA guards on a 24-hour basis because he realizes the seriousness of what is going on in that particular area and he is sure they will stay on top of it until he fulfills his commitment.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

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6-Ph, S & F-a.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks over 4 tons excluded from certain streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Girard Place, from Clinton Avenue to Hawthorne Avenue

Randolph Place, from Wolcott Terrace to Girard Place

Section 2. Any existing ordinance or parts thereof, inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING TREAT PLACE AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|---------------|--------------------------------|----------------|----------------|
| Treat Place | Northbound | William Street | Branford Place |

and by adding thereto:

| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|---------------|--------------------------------|----------------|----------------|
| Treat Place | Southbound | Branford Place | William Street |

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 AS AMENDED AND SUPPLEMENTED, DESIGNATING HILLSIDE AVENUE AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

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| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|-----------------|--------------------------------|---------------|---------------|
| Hillside Avenue | Northbound | Meeker Avenue | Watson Avenue |

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF OXFORD STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM FLEMING AVENUE TO FERRY STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, DO ORDAIN:

Section 1. That all that part of Oxford Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from Fleming Avenue to Ferry Street, shall be vacated as a street or public highway reserving, however, to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the 60 foot width and length of the above described Oxford Street to be vacated, the right to enter upon a 10 foot strip of land extending in width from a point 15 feet East of the westerly line of the Oxford Street to be vacated for the purpose of laying, relaying, rebuilding, reconstructing or maintaining existing and additional sewer, water, or gas mains, electric or telephone conduits and any other public utility company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the above described 10 foot strip which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, known and designated as Map No. 1681-V, dated September 4, 1974, which map is hereto attached and made a part hereof.

Section 2. A copy of the aforesaid Map No. 1681-V, dated September 4, 1974, is on file in the Office of the Director, Department of Engineering.

Section 3. This ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55-21.11 and N.J.S.A. 40:55c-72.

Section 4. This ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF WEST MARKET STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE WEST LINE OF HIGH STREET TO JUST WEST OF THE WEST LINE OF HENRY STREET AND FROM THE WESTERLY SIDE OF SUMMIT STREET TO COLDEN STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, DO ORDAIN:

Section 1. All that part of West Market Street as laid out on the map of the commissioners to lay out streets, avenues, and squares, extending from the west line of High Street to just west of the west line of Henry Street and from the westerly side of Summit Street to Colden Street, shall be vacated as a public street or highway, reserving however, to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the width and the length of the above described West Market Street to be vacated, the right to enter upon the above for the purpose of laying, relaying, rebuilding, reconstructing, or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with the laying, relaying, rebuilding, reconstructing, or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

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All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Director, Department of Engineering, known and designated as Map No. 1652-V, dated January 13, 1971.

Section 2. A copy of the aforesaid Map No. 1652-V dated, January 13, 1971, is hereto attached and made a part hereof and a copy of same map is on file in the office of the Director, Department of Engineering.

Section 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55 - 21.11, and N.J.S.A. 40:55c-72.

Section 4. This Ordinance shall take effect upon adoption and publication in accordance with law

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966, (6-S & F-ba) AND AMENDMENTS THERETO. (TO DELETE THE TITLES OF MANAGER, LABOR RELATIONS AND COMPENSATION; MANAGER, MANPOWER AND PLANNING; MANAGER, PERSONNEL DEVELOPMENT; AND TO CREATE THE TITLES OF LABOR RELATIONS AND COMPENSATION OFFICER; RECRUITMENT AND PLACEMENT OFFICER; TRAINING OFFICER AS PER CIVIL SERVICE RE-CLASSIFICATION.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 (c) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and amendments thereto, be and the same is hereby amended by deleting the salary ranges and title codes therefor as follows, to wit:

(c) Personnel Division

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| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Manager, Labor Relations & Compensation 03-007.85 | \$ 16,361 | \$ 19,887 |
| Manager, Manpower & Planning 03-007.75 | 16,361 | 19,887 |
| Manager, Personnel Development 03-007.65 | 16,361 | 19,887 |

Section 2. That the aforementioned ordinance be further amended by creating the following titles, title codes, annual minimum salary range and annual maximum salary ranges as follows therefor, to wit:

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Labor Relations and Compensation Officer 300003 | \$ 16,361 | \$ 19,887 |
| Recruitment and Placement Officer 300004 | 16,361 | 19,887 |
| Training Officer 300005 | 16,361 | 19,887 |

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. This ordinance shall be effective as of January 1, 1975.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Carrino indicated that these are not new positions being created, or new salaries being established. This is a re-classification by the Department of Civil Service.

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6-Ph, S & F-g.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT UNENCUMBERED PERSONAL PROPERTY NOW, ON THE PREMISES NOS. 207-223 MARKET STREET AND 37-45 CLINTON STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The City of Newark accept as a gift from the Newark Morning Ledger Co. such unencumbered personal property, owned by the latter and now on the premises, captioned above, as the City of Newark may be able to use, in the opinion of its Director of the Department of Engineering, for the purposes of the various City agencies, departments and bureaus.

2. This ordinance shall take effect upon publication and passage, according to President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING THE SALARY OF THE DIRECTOR OF THE DEPARTMENT OF FINANCE," (6-S & F-f) ADOPTED FEBRUARY 3, 1971. (TO ADJUST THE SALARY FOR THE DIRECTOR, DEPARTMENT OF FINANCE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance establishing the salary of the Director of the Department of Finance", (6-S & F-f) adopted February 3, 1971 be amended as follows, to wit:

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| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Director, Department of Finance 230030 | \$30,000. | 1019 \$30,000. |

Section 2. That the aforementioned ordinance be effective as of February 1, 1976.

Section 3. All ordinances or parts of ordinance which are inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, President Harris.

No: Councilman Carrino.

President Harris: The yeses are seven and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-u) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO DELETE CERTAIN POSITIONS).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Health and Welfare and establishing salaries therefor", (6S&Fu) adopted November 22, 1966 and amendments thereto, be amended to delete the following positions, to wit:

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Complaints Processing Officer 06-007 | \$ 13,460 | \$ 16,361 |
| Legal Stenographer 06-040 | 6,798 | 8,264 |
| Process Server 06-036 | 6,798 | 8,264 |

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Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance shall be effective as of January 1, 1976.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE LAW DEPARTMENT AND ESTABLISHING SALARIES THEREFOR" (6-S & F-o) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE PERMANENT POSITIONS IN THE LAW DEPARTMENT).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Law Department and establishing salaries therefor". (6S&Fo) adopted November 22, 1966 and amendments thereto, be amended by creating the following positions, title codes, annual minimum and annual maximum salaries therefor, to wit:

| <u>POSITIONS</u> | <u>NUMBER OF POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|--------------------------------|----------------------------------|----------------------------------|
| Complaints Processing Officer 301280 | 1 | \$ 13,460 | \$ 16,361 |
| Clerk Stenographer 653120 | 2 | 5,872 | 7,138 |
| Process Server 313170 | 1 | 6,798 | 8,264 |
| Sanitary Inspector 167200 | 1 | 9,111 | 11,074 |
| Senior Clerk Stenographer 653060 | 1 | 6,474 | 7,870 |

Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance shall be effective as of January 1, 1976.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING R. O. 16:1-4 DEFINING MINOR SUBDIVISION TO PROVIDE FOR EXCEPTIONS FOR LAND IN URBAN REDEVELOPMENT PROJECT AREAS AND AREAS DESIGNATED FOR COMMUNITY DEVELOPMENT.

WHEREAS, it is a proper public purpose for a governing body to aid any housing authority or redevelopment agency operating within its boundaries or any housing project or redevelopment project located therein because of the immediate benefit and advantages the public derives from such an authority, agency or project; and

WHEREAS, a governing body may make exceptions from ordinances for the purpose of aiding and cooperating in the planning and undertaking of housing or redevelopment projects located within its boundaries, pursuant to R.S. 55:14 B, L. 1938, C. 20, p.87.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY :

Section 1. That Chapter 1, Section 4 of Title 16 of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented be amended as follows:

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Minor subdivision means any subdivision containing adjoining lots, tracts, or parcels, all of which front on an existing improved street, and having an aggregate frontage on said street, of not more than 250 feet, provided:

- (a) that such subdivision does not involve any new street or the extension, widening or improvement of an existing street or municipal utility;
- (b) that it does not adversely affect adjoining property;
- (c) that it is not in conflict with any provision or portion of the master plan, official map, or zoning ordinance; and
- (d) that the lot, tract, or parcel being subdivided was not created by subdivision within one year prior to submission of application for subdivision approval.
- (e) that where subdivisions involve land in urban redevelopment project areas or areas designated for community development, the following do not apply:
 - 1. the 250 foot maximum.
 - 2. that part of subsection (a) above which refers to the widening or improvement of an existing street or municipal utility.
 - 3. all of subsection (d) above.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE SALE OF REAR 939 FRANKLIN AVENUE, BLOCK 791, LOT 1 AND BLOCK 800, LOT 5, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, FOR THE SUM OF ONE THOUSAND (\$1,000.) DOLLARS PURSUANT TO N.J.S. 40A:12-13 (b) (1).

WHEREAS, the Housing Authority of the City of Newark has requested the purchase of Rear 939 Franklin Avenue, Block 791, Lot 1 and Block 800, Lot 5, from the City of Newark, for the purpose of developing a senior citizen housing project; and

WHEREAS, the Real Estate Commission of the City of Newark, considered the request of the Housing Authority at their regular meeting of December 29, 1975 and approved the request, after determining that there was no reasonable use thereof by any City Agency or Department.

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, that:

Section I. The sale of Rear 939 Franklin Avenue, Block 791, Lot 1 and Block 800, Lot 5, to the Housing Authority of the City of Newark is approved for the sum of ONE THOUSAND (\$1000.) DOLLARS.

Section II. The Director of Finance is hereby authorized to execute a deed of Bargain and Sale in a form which meets the approval of the Corporation Counsel of the City of Newark, which deed shall state that this conveyance is on the express condition that the grantee commences construction of a senior citizen housing project within 3 years from the date of adoption of this Ordinance, otherwise title to the foregoing described land and premises upon breach of this condition shall revert to the grantor without the necessity of any re-entry by the grantor, its successors and assigns.

Section III. The aforesaid deed shall also contain the further condition that the grantee utilize the greatest degree of community participation possible in developing plans for the Senior Citizen Housing project.

Section IV. This sale is authorized pursuant to the provisions of New Jersey Statute 40A:12-13(b)(1).

Section V. This Ordinance shall take effect upon publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ROBERT TREAT COUNCIL-EXPLORER POST 540 FOR PREMISES COMMONLY KNOWN AS 184-186 AVON AVENUE, BLOCK 2660, LOTS 4, 5 FOR THE SUM OF ONE (\$1.00) DOLLAR PER ANNUM FOR A TERM OF ONE (1) YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Robert Treat Council-Explorer Post 540, a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 184-186 Avon Avenue, Block 2660, Lots 4,5 owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark, pursuant to N.J.S. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with Robert Treat Council-Explorer Post 540 for a term of one (1) year at a nominal annual rental of one (\$1.00) dollar; and
4. That the subject premises shall be used by the tenant for the purpose of an urban farm; pursuant to N.J.S. 40A:12-15(i); and
5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the tenant has undertaken in furtherance of the public purposes for which this lease is granted; and the approximate value or cost of any activities conducted on the leased premises; and affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal law; and
6. That the subject premises shall be used by the tenant for the purpose of an urban farm which shall serve approximately 30 (thirty) persons.
7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
8. That the tenant shall not be permitted to erect any structures upon the leased premises, subletting is prohibited, and the City of Newark reserves the right to re-enter the premises without penalty, on thirty (30) days notice.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEW ARK PREP CONTINUATION" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$100,755. BY S.L.E.P.A., \$5,598. BY THE STATE OF NEW JERSEY AND \$5,598. BY D.Y.F.S. AS LOCAL CASH, TOTALING \$111,951.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, President Harris.

No: Councilman Martinez.

7-R-b. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,148,000., SPECIAL ITEM OF APPROPRIATION, TITLE X - E.D.A. PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Manpower Wheeler met with the Council March 2, 1976)

A motion to defer action on this resolution and directing the City Clerk to invite Planning Officer Allen to meet with the Council at their pre-meeting conference was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

7-R-c. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," IMPACT INDEPENDENCE HIGH SCHOOL PROJECT, \$95,000.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by:

1026 Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

7-R-d. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED
FOR PUBLIC USE, DISMANTLED OUTDOOR POOL (SCRAP) DEPARTMENT OF RECREATION AND PARKS;
PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mrs. Seaman, representing Director Washington, Department of Recreation and
Parks met with the Council March 16, 1976)

A motion to defer action on this resolution was made by Councilman Carrino,
seconded by Councilman Giuliano and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

7-R-e. RESOLUTION APPROVING RATES TO BE CHARGED INCLUDING 15% PARKING TAX TO BE
APPLIED TO THE MILITARY PARK UNDERGROUND GARAGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Newark Parking Authority Thomas met with the Council March 16, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

7-R-f. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 636-642 NORTH 7TH
STREET, BLOCK 660, LOT 19, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE
OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino,
seconded by Councilman Tucker and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

7-R-g: TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$95,000., SPECIAL ITEM OF
APPROPRIATION, IMPACT INDEPENDENCE HIGH SCHOOL PROJECT; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-h. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," TITLE X - E.D.A., \$1,148,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-i. RESOLUTION AMENDING RESOLUTION 7-R-f, NOVEMBER 5, 1975, "RESOLUTION APPROVING
PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY AND
THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE
TO CONTINUE THE HIGH IMPACT AGENCY IN A PROGRAM ENTITLED "CONTINUATION OF THE IMPACT
CRIME ANALYSIS TEAM" (FEDERAL-\$424,114., LOCAL CASH-\$100,000. TOTALLING \$524,114.),"
BY CHANGING TITLE OF PROJECT TO "NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL," AND
CHANGING DOLLAR AMOUNT (FEDERAL-\$400,000., LOCAL CASH-\$100,000. (PREVIOUSLY APPROPRIATED
IN RESOLUTION 7-R-b, OCTOBER 1, 1975) TOTALLING \$500,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

City Clerk D'Ascensio stated he has a letter that was received today at 1:43 P. M. dealing with Resolutions 7-R-i and 7-R-j which are companion actions. It states in effect that the request being made by Mr. Zalkind, as confirmed by a statement by Harold Damon, the Assistant Director in Trenton, that in view of the fact the application has been submitted and there is a feeling that any changes made in the application as submitted might delay the approval and processing application. Further statement was made to the effect that in considering the application when the grant award is made it will set up a total dollar amount and at that time if the Council so wishes, they can, within the framework of the total amount reallocate the various sums of money between salaries and wages and other expenses. Therefore, at the time the grant award is made the change can be made to include in the contract the method of how the money should be spent and if any changes are to be made in the salaries and wages as set forth in the application.

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Councilman Carrino said he would like to move this resolution, which was seconded by Councilman Allen.

Councilman Carrino said he wants to make it clear that in his discussions with Director of High Impact that this adoption only has to do with the timing of the participation of the application and that subsequent to approval from SLEPA the Council will then sit down and renegotiate the original salaries that were in effect prior to this application and there will be no new increases in this application once it is accepted.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-j. RESOLUTION AMENDING RESOLUTION 7-R-cr, DECEMBER 22, 1975, "RESOLUTION APPROVING PARTICIPATION WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY IN THE PROJECT ENTITLED "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$53,193. BY SLEPA; \$2,995. BY THE STATE OF NEW JERSEY AND \$2,995. BY THE CITY OF NEWARK TOTALLING \$59,103., " BY CHANGING TITLE OF PROJECT TO "NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL", AND CHANGING DOLLAR AMOUNT TO FEDERAL (SLEPA)-\$53,483., STATE BUY-IN-\$2,971. AND CITY OF NEWARK (MPDO)-\$2,971. ACTUAL CONTRIBUTION WILL BE \$22,823.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-k. RESOLUTION AUTHORIZING THE CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY FOR THE "INDEPENDENCE HIGH SCHOOL-3RD YEAR PROJECT." (SLEPA-\$90,000., STATE BUY-IN-\$5,000., LOCAL CASH-\$5,000. (LOCAL CASH IS BEING PROVIDED BY PRIVATE SOURCES AND NO CITY FUNDS ARE REQUIRED) TOTALLING \$100,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-1. RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NEWARK TO ENTER INTO CONTRACT, ON BEHALF OF THE CITY OF NEWARK, WITH IRONBOUND YOUTH PROJECT, INCORPORATED FOR THE SERVICES DESCRIBED IN THE CONTRACT ATTACHED HERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-m. RESOLUTION CANCELING BALANCE OF HYDRANT DAMAGE CLAIM IN THE AMOUNT OF \$169.57 TOTAL DAMAGE CLAIM WAS IN THE AMOUNT OF \$678.27, INSURANCE COMPANIES SUBMITTED CHECKS TOTALLING \$508.70 AS PAYMENT FOR CLAIM, ACCOUNT NUMBER 99-910-0740-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-n. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "YOUTH SERVICES AGENCY" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$96,565. BY S.L.E.P.A. \$5,364 BY THE STATE BUY-IN AND \$5,364. BY LOCAL CASH FUNDING FROM THE FIRST YEAR HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS, TOTALLING \$107,294.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen.

Councilman James said he would like to pose a question to the Council, perhaps it has been answered and he is not aware of it. It has been brought to his attention that this program will be limited to two wards and his only question is are we talking about the existing facility, new facility or what feedback has already existed or where will they go. He is not going to pose whether it comes into any particular ward although we are certainly without pools, without any recreation facilities. It has existed in other wards. His only question is how have we decided where it will go.

Councilman Carrino said he thinks Mr. Zalkind, Director of High Impact is here to answer that question.

President Harris questioned Mr. Zalkind if he heard Councilman James' question and he responded in the negative.

Councilman James said in reference to Resolution 7-R-n, the Youth Services Agencies, it has been brought to his attention that it will only function in two wards

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in the City. His question is what feedback and determination will make that selection. Are we talking about whereas now it is going to be an umbrella agency under the Boy's Club of America as opposed to the City of Newark? Are we going to continue an existing facility or are we going to select new sites?

Mr. Zalkind replied that it is envisioned that the grant will operate through the Boy's Club operation and he thinks two of the four sites will be the Boy's Club in charge of this program. The Boy's Club operation will be the implementing agency, the YSA Program will not be the City's responsibility any longer. The sites for these two programs will be two of the Boy's Club sites.

Councilman James said you are saying it will be in two Boy's Clubs. You are not aware of how that determination will be made.

Mr. Zalkind replied he does not know. This is a participation resolution and we are not quite sure yet.

City Clerk D'Ascensio said we have correspondence dated February 24, 1976 from Mr. Zalkind addressed to the Business Administrator in connection with the Youth Services Agency, which indicates this project seeks to make available services to adjudicated and unadjudicated youths age 7 to 17 years in the South and Central Wards by using the Boy's Club units indicated in these areas.

Councilman James said it would give him some comfort but again his concern is City wide. Councilman Carrino now chairs our High Impact Criminal Justice Planning Committee and if he and the Council are of a mind to explore this with Mr. Ron Wilson, the Executive Director, he would certainly be at liberty, he would take the guidance of the Chairman and the other Members.

Councilman Carrino said he wants Councilman James to know that since he is the Chairman of the Criminal Justice Planning he shows no partiality in knowing that these two programs were going to start in the South and Central Wards and he hopes if this thing is expanded we can prove at the end of the year through evaluation and monitoring it is something we can look into for the other areas of the Boy's Club. He does not use his role as the Chair to discriminate in any of the wards of the City.

Councilman James stated that certainly is a commendable statement by Councilman Carrino and he certainly would like to believe that is our goal, the 9 Members of the Council.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-o. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT
NEEDED FOR PUBLIC USE, 75 JUNK BATTERIES, DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS,
PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-p. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH
ALLAIRE LUMBER AND MILLWORK CO., INC., 17 HOFFMAN BOULEVARD, EAST ORANGE, NEW JERSEY,
ONLY RESPONSIBLE BIDDER, FOR REPAIRING AND REPLACING PARTS FOR OVERHEAD DOORS IN VARIOUS
CITY BUILDINGS, FOR \$18,000., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, CONTRACT
EFFECTIVE MARCH 18, 1976 TO MARCH 17, 1977; TOTAL AMOUNT SHALL BE PAID FROM DEPARTMENT
OF PUBLIC WORKS, PUBLIC PROPERTY OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-q. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$417,306., SPECIAL ITEM OF
APPROPRIATION, NEWARK NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-r. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," NEWARK NUTRITION FOR THE ELDERLY,
\$417,306.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

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7-R-s. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$32,001., DEPARTMENT OF

ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, VEHICULAR EQUIPMENT MAINTENANCE
SERVICE CONTRACT; TO PROVIDE FUNDS FOR NEWARK UNIFORM MUNICIPAL VEHICLE AND EQUIPMENT
PAINT SYSTEM PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Walls, Management Specialist Meeker and Manager, Division of Motors to meet with the Council at their special conference was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-t. RESOLUTION AUTHORIZING RETURN OF SECURITY AND LEASE DEPOSIT IN THE AMOUNT OF
\$2,400. TO THOMMS' RESTAURANT FOR PREMISES OWNED BY CITY OF NEWARK LOCATED AT 49-65
MT. PROSPECT AVENUE, BLOCK 473, LOT ; LEASE WAS FROM SEPTEMBER 24, 1964 TO SEPTEMBER 23,
1969.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-u. RESOLUTION ACCEPTING BID OF EL MORRO HOLDING COMPANY, FOR PURCHASE OF CITY-OWNED
PROPERTY KNOWN AS BLOCK 2824, LOT 38, 15 PENNSYLVANIA AVENUE, NEWARK, NEW JERSEY, FOR
\$300. WITH THE CONDITION THAT THE PROPERTY BE IMPROVED WITHIN ONE YEAR OF THE ACCEPTANCE OF
THE SUCCESSFUL BID.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-v. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 154-158 PENNINGTON
STREET, BLOCK 929, LOT 27, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE
OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-w. RESOLUTION AMENDING RESOLUTION 7-R-d, NOVEMBER 6, 1974, "RESOLUTION REQUESTING
DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1974 CITY OF NEWARK BUDGET,
UNCLASSIFIED PURPOSES, MAYOR'S POLICY AND DEVELOPMENT OFFICE-NEWARK SCHOLARSHIP FUND,
EXPENSE CODE 23-02-9010, \$300,000.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, DEPARTMENT
OF COMMUNITY AFFAIRS," AUTHORIZING DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO
EXECUTE AMENDATORY AGREEMENT CHANGING GRANT AWARD FROM \$300,000. TO \$299,813.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-x. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT
WITH EQUAL OPPORTUNITIES PERSONNEL SERVICES, INC., 23 FULTON STREET, NEWARK, NEW JERSEY,
WHO WILL OPERATE AN OCCUPATIONAL PREPARATION TRAINING PROGRAM FOR ONE HUNDRED (100)
TRAINEES FOR SUM NOT TO EXCEED \$31,500.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND
TRAINING ACT OF 1973, TITLE VI. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF
RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-y. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO 230 MARKET STREET
CORPORATION, SUM OF \$899.50, EXCESS PAYMENT OF TAXES FOR TAX YEARS 1973 AND 1974, PREMISES
230 MARKET STREET, BLOCK 164, LOT 41; PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF
TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-z. RESOLUTION GRANTING PERMISSION TO MONTIVIDEO SOCIAL CLUB TO CONSTRUCT A MONUMENT
IN MEMORY OF JOSE GERVASIO ARTIGAS, NATIONAL HERO OF THE REPUBLIC OF URUGUAY TO BE LOCATED
IN WASHINGTON PARK; SAID CLUB WILL MAINTAIN SAID MONUMENT AND SECURE INSURANCE IN AMOUNTS
REQUIRED BY CORPORATION COUNSEL INDEMNIFYING CITY OF NEWARK IN CASE OF IMPROPER CONSTRUCTION
OR MAINTENANCE.

March 17, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-ba. RESOLUTION DESIGNATING WATSON AVENUE AS A THROUGH STREET BETWEEN BERGEN STREET AND ELIZABETH AVENUE; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bb. RESOLUTION AMENDING RESOLUTION 7-R-bp, FEBRUARY 19, 1975, "RESOLUTION RATIFYING CONTRACT ENTERED INTO BETWEEN THE DEPARTMENT OF HEALTH AND WELFARE AND ST. MICHAEL'S MEDICAL CENTER FOR AMBULATORY HEALTH SERVICES, FOR PERIOD JANUARY 1, 1975 TO FEBRUARY 19, 1975, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH SAME PARTY, FOR PERIOD FEBRUARY 20, 1975 TO JUNE 30, 1975; MAXIMUM AMOUNT TO BE PAID BY CITY \$111,375., BUDGETED IN FIRST YEAR PLANNED VARIATIONS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)," BY CHANGING MAXIMUM AMOUNT TO BE PAID BY CITY UNDER CONTRACT TO \$115,132. (\$60,000.PLANNED VARIATIONS FUNDS; \$55,132. HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bc. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID AGREEMENT WITH UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE TO ACCEPT \$119,545. TO SUPPLEMENT NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROJECT FOR PERIOD JANUARY 1, 1976 TO DECEMBER 31, 1976; NO CITY MATCH IS REQUIRED FOR THIS SUPPLEMENTAL GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bd. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 1,045 SQUARE FEET OF OFFICE
SPACE ON SEVENTH FLOOR OF CITY-OWNED BUILDING AT 20 PARK PLACE, BLOCK 17, LOT 1, FOR A
THREE (3) YEAR PERIOD AT A MINIMUM RENTAL OF \$349. PER MONTH; PURSUANT TO N.J.S.A.
40A:12-14.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-be. RESOLUTION REFUNDING OVERPAYMENT OF NEWARK PAYROLL TAX FOR 1975 TALLING
\$2,615.36 TO RESPECTIVE TAXPAYER ON ATTACHED SCHEDULE, SAID OVERPAYMENT SHALL BE PAID
FROM REVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bf. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW
ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK MUNICIPAL COURT'S
MANAGEMENT AND IMPROVEMENT PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$51,613. BY
S.L.E.P.A., \$2,867 BY THE STATE BUY-IN AND \$2,867 BY THE STATE LOCAL REQUIRED CASH FUNDING
CITY ADDITIONAL CONTRIBUTION \$41,684. TALLING \$99,031.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bg. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK FOR \$12,500. PAYABLE
TO CARMINE DE PALMA AND PECORA AND IRWIN, ESQS., 775 BLOOMFIELD AVENUE, MONTCLAIR, NEW
JERSEY, IN FULL AND COMPLETE SETTLEMENT OF CLAIM UPON RECEIPT BY CORPORATION COUNSEL OF
ALL DOCUMENTS DEEMED NECESSARY WHEN MR. DE PALMA WAS IN THE PROCESS OF BOARDING BUS IN
FRONT OF 880 FRANKLIN AVENUE HE TRIPPED OVER THE STUMP OF A BROKEN SIGN POLE CAUSING HIM
TO FALL TO GROUND; SUIT INSTITUTED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION AGAINST

March 17, 1976

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CITY OF NEWARK, TRANSPORT OF NEW JERSEY, HOUSING AUTHORITY OF CITY OF NEWARK AND COUNTY OF ESSEX, DOCKET NO. L-8189-73. (CITY OF NEWARK-\$12,500., NEWARK HOUSING AUTHORITY-\$2,500. AND TRANSPORT OF NEW JERSEY-\$2,500., TOTALLING \$17,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

City Clerk D'Ascensio read legal opinion dated March 17, 1976 from Corporation Counsel Milton A. Buck with respect to Resolutions 7-R-bh, 7-R-bi, 7-R-bk to 7-R-bs.

You have requested on behalf of the Municipal Council a legal opinion as to whether the approval of the above Resolutions by the Municipal Council would constitute a ratification of an overexpenditure or overcommitment in violation of N.J.S.A. 40A:4-57.

N.J.S.A. 40A:4-59 recognizes the fact that claims authorized or incurred during the preceding fiscal year may exceed the amount appropriated in the prior budget. This statute provides a mechanism through which such excess claims can be paid during the first three months of the succeeding year. Action taken by the Municipal Council on the above resolutions pursuant to N.J.S.A. 40A:4-59 would not constitute a violation by the Municipal Council of N.J.S.A. 40A:4-57.

President Harris suggested action be deferred on these resolutions since the Municipal Council is not completely satisfied with the legal opinion.

7-R-bh. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF THE MAYOR AND AGENCIES, CENTRAL PLANNING BOARD, OTHER EXPENSES, MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$573., ALCOHOLIC BEVERAGE CONTROL, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-\$83. TO OFFICE OF THE MAYOR AND AGENCIES, BOARD OF ADJUSTMENT, OTHER EXPENSES, SERVICE BY CONTRACT, TRAVEL AND MEALS-\$388., PURCHASED SERVICES-\$83., REPAIR AND MAINTENANCE-\$45, OFFICE MATERIALS AND SUPPLIES-\$84., AND PRINTING AND REPRODUCTION-\$56., TOTALLING \$656.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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7-R-bi. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM THE OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, OTHER EXPENSES, MATERIALS AND SUPPLIES, PRINTING AND REPRODUCTION-\$1,340., COMMUNITY DEVELOPMENT ADMINISTRATION, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, PURCHASED SERVICES-\$50. TO OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-\$1,003., REPAIR AND MAINTENANCE-\$337., OFFICE OF ASSESSMENTS, SERVICE BY CONTRACT, PURCHASED SERVICES-\$50., TOTALLING \$1,390.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bj. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM CITY CLERK AND MUNICIPAL COUNCIL, OTHER EXPENSES, EQUIPMENT, OFFICE EQUIPMENT-\$6. TO CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF CITY CLERK, OTHER EXPENSES, MISCELLANEOUS, PRIMARY AND GENERAL ELECTIONS-\$6.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bk. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MISCELLANEOUS, EMPLOYEES FRINGE LIBRARY-\$42., TO DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MATERIALS AND SUPPLIES, OFFICE MATERIALS AND SUPPLIES-\$42.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bl. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND PARKS, RECREATION MAINTENANCE, OTHER EXPENSES, MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-\$7., RECREATION PROGRAMS, OTHER EXPENSES, SERVICE BY CONTRACT, OTHER EXPENSES-\$4,822. TO DEPARTMENT OF RECREATION AND PARKS, RECREATION MAINTENANCE, OTHER EXPENSES, EQUIPMENT,

March 17, 1976

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GENERAL EQUIPMENT-\$7., RECREATION PROGRAMS, OTHER EXPENSES, MATERIALS AND SUPPLIES,
GENERAL MATERIALS AND SUPPLIES-\$4,822., TOTALLING \$4,829.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris,
seconded by Councilman Allen and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bm. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,
DIVISION OF MOTORS, OTHER EXPENSES, SERVICE BY CONTRACT, REPAIR AND MAINTENANCE-\$49.,
MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$1,772., DEPARTMENT OF ADMINISTRATION
DIVISION OF PERSONNEL, OTHER EXPENSES, MISCELLANEOUS, EMPLOYEES FRINGE-LIBRARY-\$30,158. TO
DEPARTMENT OF PUBLIC WORKS, DIRECTOR'S OFFICE, OTHER EXPENSES, OFFICE MATERIALS AND
SUPPLIES-\$49., DIVISION OF MOTORS, OTHER EXPENSES, MISCELLANEOUS REVOLVING FUND, GASOLINE-
\$1,772., VEHICLE MAINTENANCE-\$20,155. AND VEHICLES-\$10,003., TOTALLING \$31,979.; PURSUANT
TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Allen,
seconded by President Harris and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bn. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,
DIVISION OF STREETS AND SIDEWALKS, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-
\$674., DIVISION OF SEWERS, OTHER EXPENSES, MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-
\$510., TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF STREETS AND SIDEWALKS, OTHER EXPENSES,
MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$195., FUEL AND LUBRICANTS-\$48.,
PRINTING AND REPRODUCTION-\$431., DIVISION OF TRAFFIC AND SIGNALS, OTHER EXPENSES, MATERIALS
AND SUPPLIES, FUEL AND LUBRICANTS-\$510., TOTALLING \$1,184.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone,
seconded by Councilman Carrino and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

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7-R-bo. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION OF DATA PROCESSING, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, RENTS AND LEASES-\$8,118., MATERIALS AND SUPPLIES, PRINTING AND REPRODUCTION-\$4,500., DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND SIGNALS, OTHER SALARIES AND WAGES, CLERK-STENOGRAPHER-\$4,496. TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND SIGNALS, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, UTILITIES-\$17,114.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bp. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, OTHER EXPENSES, MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$3,127., DIVISION OF WELFARE, OTHER EXPENSES, SERVICE BY CONTRACT, TRAVEL AND MEALS-\$3,769., DIVISION OF INSPECTIONS, OTHER EXPENSES, SERVICE BY CONTRACT, REPAIR AND MAINTENANCE-\$6. TO DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, OTHER EXPENSES, SERVICE BY CONTRACT, TRAVEL AND MEALS-\$1,015., UTILITIES-\$1,410., REPAIR AND MAINTENANCE-\$702., DIVISION OF WELFARE, OTHER EXPENSES, MATERIALS AND SUPPLIES, OFFICE MATERIALS AND SUPPLIES-\$2,278., PRINTING AND REPRODUCTION-\$513., DIVISION OF INSPECTIONS, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-\$978., MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$6., TOTALLING \$6,902.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bq. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF WATER UTILITY, DIVISION OF WATER SUPPLY, OTHER EXPENSES, MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-\$6,680. TO DEPARTMENT OF WATER UTILITY, DIVISION OF WATER SUPPLY, OTHER EXPENSES, MISCELLANEOUS, WATER PURCHASES-\$6,680.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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7-R-br.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM LAW DEPARTMENT, SALARIES AND

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WAGES, MUNICIPAL PROSECUTOR-\$5,114., SENIOR LEGAL STENOGRAPHER-\$7,495., PRIVATE SECRETARY-\$6,885. TO LAW DEPARTMENT, OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT, PURCHASED SERVICES-\$15,077., MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$4,417., TOTALLING \$19,494.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

7-R-bs.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DATA

PROCESSING, OTHER EXPENSES, SERVICE BY CONTRACT, RENTS AND LEASES-\$11,582., MANDATORY ITEMS, CONTRIBUTION-EMPLOYEES RETIREMENT SYSTEM-\$9,858. TO DEPARTMENT OF FINANCE, REVENUE COLLECTIONS, OTHER EXPENSES, MISCELLANEOUS, 707 BROAD STREET-\$8,582., UNCLASSIFIED PURPOSES, FAS-\$3,000. AND MANDATORY ITEMS, CONTRIBUTION ERS, CITY LIBRARY-\$9,858., TOTALLING \$21,440.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$4,500.

PAYABLE TO ELIZABETH MC NAIR AND NORMAN MARANZ, ESQ., 626 BLOOMFIELD AVENUE, VERONA, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL WHEN HOUSING PATROLMEN CORNELIUS CLARK ARRESTED MS. MC NAIR FOR ASSAULT AND BATTERY UPON SAID HOUSING PATROLMAN CLARK AND IN COURSE OF SAID ARREST HE STRUCK MS. MC NAIR ACROSS THE SKULL SEVERAL TIMES WITH A "SLAPJACK". (CIVIL SUIT INSTITUTED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION AGAINST CITY OF NEWARK, HOUSING PATROLMAN CORNELIUS CLARK, HOUSING PATROLMAN DONALD DEANE AND NEWARK HOUSING AUTHORITY, DOCKET NO. L-2457-73) (MR. CLARK RESIGNED AND NO LONGER LIVING IN THE STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

President Harris.

March 17, 1976 ¹⁰⁴¹

7-R-bu. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH AXCO
ABSTRACT, INC. FOR PROFESSIONAL SERVICES WITH RESPECT TO THE PREPARATION OF SEARCHES AND
OTHER DOCUMENTS, AS PER CONTRACT ATTACHED. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING
PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING
OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone,
seconded by Councilman Carrino and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bv. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH
JACK ROSENBAUM TITLE AGENCY, INC., FOR PROFESSIONAL SERVICES WITH RESPECT TO THE
PREPARATION OF SEARCHES AND OTHER DOCUMENTS, AS PER CONTRACT ATTACHED. (CONTRACT AWARDED
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1
ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino,
seconded by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bw. RESOLUTION APPROVING PROPOSED SETTLEMENT OF CASE ENTITLED "CITY OF NEWARK VS.
SPIN REALTY CORPORATION", AS RECOMMENDED BY BOARD OF DIRECTORS OF NEWARK WATERSHED
CONSERVATION AND DEVELOPMENT CORPORATION AND CORPORATION COUNSEL APPROVED SUBJECT TO
REQUIREMENTS OF N.J.S. 40A:12-14; NUMBER OF ACRES OF LAND LEASED SHALL BE REDUCED FROM
145 ACRES TO 5.91 ACRES AND AN INCREASE IN RENT PAID BY TENANT FROM \$1,200. TO \$4,000.
PER YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bx. RESOLUTION AUTHORIZING LEASING OF PREMISES LOCATED AT JEFFERSON TOWNSHIP
TOTALLING APPROXIMATELY 5.91 ACRES FOR A MINIMUM RENTAL OF \$4,000. ANNUALLY AND TENANT
SHALL REIMBURSE CITY FOR ALL PROPERTY TAXES; LEASE SHALL BE FOR PERIOD OF ELEVEN (11) YEARS
AND EIGHT (8) MONTHS; LEASE SHALL BE MANAGED BY NEWARK WATERSHED CONSERVATION AND

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DEVELOPMENT CORPORATION AND SHALL COLLECT ALL RENTALS PURSUANT TO RESOLUTION 7-R-h, MARCH 20, 1974 AND PROPOSED USE OF SUBJECT PREMISES WILL NOT INTERFERE WITH PUBLIC PURPOSE FOR WHICH THE LANDS ARE PRIMARILY USED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-by. RESOLUTION AUTHORIZING EXTENSION OF THE FY 74-75 SAFE AND CLEAN NEIGHBORHOODS PROGRAM THROUGH DECEMBER 31, 1976. (EXTENSION THROUGH DECEMBER 31, 1976 WILL ENABLE CITY TO EXPEND FUNDS UNDER TERMS OF AGREEMENT THAT REMAIN UNSPENT AS OF MARCH 31, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bz. RESOLUTION BY THE MUNICIPAL COUNCIL CONGRATULATING AND EXTENDING GREETINGS AND GOOD WISHES TO EUGENE SMITH, GRAND MARSHAL AND MAUREEN HOPKINS, DEPUTY GRAND MARSHAL FOR THE 1976 ST. PATRICK'S DAY PARADE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-ca. RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE AMENDING R.O. 16:1-4 DEFINING MINOR SUBDIVISION TO PROVIDE FOR EXCEPTIONS FOR LAND IN URBAN REDEVELOPMENT PROJECT AREAS AND AREAS DESIGNATED FOR COMMUNITY DEVELOPMENT," ADOPTED MARCH 17, 1976 (6-Ph, S & F-k) AND THAT THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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7-R-cb.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT

WITH RESIDENT FOR COMMUNITY ACTION, 195-197 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY, WHO
WILL OPERATE A SPECIALIZED INDUSTRIAL SKILLS PROGRAM FOR 30 TRAINEES FOR SUM NOT TO
EXCEED \$73,050.: SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973,
TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS
LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-cc.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF

OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INCORPORATED, 262-268 SOUTH 20TH STREET,
NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, SUBJECT TO APPROVAL OF DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT, FOR PROJECT KNOWN AS CONTRACT NO. 76-08, ALTERATIONS TO 195-207
BLOOMFIELD AVENUE, NEWARK, NEW JERSEY (PROPOSED NORTH WARD COMMUNITY CENTER) FOR TOTAL
SUM OF \$47,835. IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING
DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS
PROJECT IN AN AMOUNT NOT TO EXCEED A TOTAL OF \$2,500.; FUNDS PROVIDED FOR BY HOUSING
COMMUNITY DEVELOPMENT ACT COMMUNITY FACILITY PROGRAM - NORTH WARD YOUTH CENTER, RESOLUTION

7-R-cq, FEBRUARY 5, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano.

Councilman Carrino said this is the first time in the history of this Administration that they have finally given the North Ward something and he wants to thank all the Members of the Council that the North Ward is getting a Comprehensive Community Center.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-cd.

RESOLUTION DESIGNATING COUNCILMEN HENRY MARTINEZ, DONALD TUCKER, JESSE ALLEN

MICHAEL BOTTONE, ANTHONY CARRINO AND SHARPE JAMES AN INVESTIGATING COMMITTEE TO EXAMINE
ANY AND ALL OFFICIALS, OFFICERS AND EMPLOYEES OF THE CITY OF NEWARK IN RELATION TO
THE DISCHARGE OF HIS OR THEIR OFFICIAL DUTY OR CONDUCT.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by the Council of the Whole.

Councilman Carrino said he would like to make a brief mention about this Committee. Throughout the year and a half we have been sitting here, we heard many complaints from the citizens of Newark as to the problems discussed with Administration of the City of Newark. We ordered City Directors to be here at Council meetings and they do not respond to those meetings, we have several pages of transfer of funds that we do not believe may be legal, we have had situations with bond commitments that have been this side of legal. We have had City Directors who have not responded to the wishes of the Council with respect to services to be performed by the citizens of the City of Newark, so that the President of the City Council has felt he should start an on-going committee to start looking into the activities under the Faulkner Act of all of the Directors of the City of Newark and to find out if in fact they are carrying out the statutory requirements and if they are fulfilling their duties. If in the course of these investigations we find any individual or individuals who are not performing those duties then we will exercise our other powers in either eliminating or removing that person from that position.

Councilman Allen commended President Harris for bringing some of these wrongdoings that Council gets blamed for by appointing this type of committee to exercise the power vested in them. He is one of the Council Members to say he is proud to serve on this committee and for the record he wants to serve notice starting with Business Administrator Walls on down to the rest of the employees, that when we find wrongdoing we will bring forth charges and dismissal if necessary.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-ce. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO GRANT DISCOUNT ON ADVANCE PAYMENTS OF REAL PROPERTY TAXES AND OF BUSINESS PERSONAL PROPERTY TAXES FOR TELEPHONE, TELEGRAPH AND MESSENGER SYSTEM COMPANIES FOR THE CURRENT YEAR AT A RATE OF ONE HALF OF ONE PERCENT PER MONTH FOR EACH MONTH FOR WHICH ADVANCE PAYMENTS ARE MADE; PURSUANT TO N.J.S.A. 54:4-67, ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker.

Councilman Tucker questioned if this is just for companies that the City Clerk mentioned and what effect it will have for any taxpayer of the City of Newark, homeowners, businesses, etc.

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City Clerk D'Ascensio said there are two types of taxes - real estate taxes and taxes on utilities.

Councilman Carrino said he thinks this is finally a step in the right direction by the Finance Department. Cities such as New York are now giving some type of discount to the businesses in the City to repay the taxes so it will be less of a roll over for need of anticipation notes. If we can finally get this thing on an on-going program which would result in the City needing less money to operate during the course of each quarter we wouldn't have to be dependent on borrowing money from the banks and pay them back on a set rate when we could have money within the operating budget and at least give the taxpayers of the City of Newark a relief instead of giving the interest to the banks.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-cf. RESOLUTION AMENDING RESOLUTION 7-R-t, JULY 16, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT IN AMOUNT OF \$1,074,400. (80%) FOR CONTINUATION OF NEWARK MULTIPHASIC DRUG TREATMENT PROGRAM FROM JUNE 25, 1975 TO JUNE 24, 1976 (20% REQUIRED MATCH FOR THIS GRANT \$268,600. HAS BEEN BUDGETED IN 1974 HOUSING AND COMMUNITY DEVELOPMENT ACT)," BY REDUCING GRANT AMOUNT TO \$1,067,610. (MATCH GRANT REMAINS AT \$268,600.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-cg. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES TO CONTRIBUTE TO NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES 25% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES WITH 19 CENTERS (PER ATTACHED RESOLUTION) PROVIDED THE STATE ADD THE REMAINING 75% OF SAID COST TO AFOREMENTIONED 25% DONATION BY CITY OF NEWARK AND CONTRIBUTE ENTIRE AMOUNT TO THOSE CENTERS AT THE RATE OF \$50. PER CHILD PER WEEK, TERM OF CONTRACT FROM APRIL 1, 1976 TO MARCH 31, 1977; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF HEALTH AND WELFARE TO INCREASE AFORESAID CONTRIBUTION BY AN AMOUNT EQUAL TO THREE

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(3.0%) THEREOF FOR ADMINISTRATIVE COSTS (AUTHORIZATION TO ENTER INTO CONTRACT DOES NOT CONSTITUTE AUTHORIZATION TO APPROPRIATE ANY FUNDS, SUCH APPROPRIATION SHALL BE AUTHORIZED BY MUNICIPAL COUNCIL CONDITIONED UPON AWARDING TO THE CITY OF NEWARK GRANT FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker.

Councilman Allen said it is a late starter and 18 day care centers are involved and all contracts have to be in by April 1st. In the past they would come in two or three months later and they would be retroactive, that is no longer so. He requested his colleagues to support this resolution.

Councilman Carrino said he has no doubts that the State has set April 1st as the deadline but we get back to the same thing again. What has been happening from last summer to right now that the Councilmen have to go down to the Director of Health and Welfare to make the April 1st deadline. Administration and Director of Health and Welfare let this thing go to the last night to be okayed for April 1st and if it wasn't for the two Councilmen sitting down with the Director today we wouldn't have it on the calendar. They would have come running to us all next week to see what they can do. Now we get back to the incompetency of what is going around in the City and for legislators to having to take the load off Administration to carry out these programs to make sure these people get services.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO IMMEDIATELY ARRANGE FOR THE APPEARANCE BEFORE COUNCIL OF ALL CITY OFFICIALS AND/OR EMPLOYEES RESPONSIBLE FOR PREPARING THE PROPOSED 1976 GRANT APPLICATION RELATING TO THE NEWARK MUNICIPAL COURT'S MANAGEMENT AND IMPROVEMENT PROJECT PARTICULARLY AS IT RELATES TO THE SECTION ENTITLED "PROBLEMS" MADE A PART THEREOF INCLUDING: WILLIAM H. WALLS, BUSINESS ADMINISTRATOR, IRVIN B. BOOKER, PRESIDING MAGISTRATE, ALAN ZALKIND, EXECUTIVE DIRECTOR, OFFICE OF CRIMINAL JUSTICE PLANNING AND RICHARD V. AVANT, ACTING COURT ADMINISTRATOR AND SAID MEETING TO BE SET FOR 3:00 P. M., MONDAY, MARCH 22, 1976, was made by President Harris, seconded by Councilman

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Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-b. A MOTION URGING THE PRESIDENT OF THE UNITED STATES AND MEMBERS OF THE UNITED STATES SENATE AND HOUSE OF REPRESENTATIVES TO SUPPORT PASSAGE OF AN APPROPRIATE REVENUE SHARING BILL TO AID THIS COUNTRY'S URBAN COMMUNITIES; FURTHER, THAT SERIOUS CONSIDERATION BE GIVEN TO RAISING THE CEILING FROM 145% TO 300% OF THE STATES ALLOCATION AS WELL AS AMENDING THE BILL TO SUBSTITUTE 'PER CENT BELOW THE POVERTY LINE' FOR THE PRESENT 'PER CAPITA INCOME' FACTOR, was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Tucker pointed out this would mean that the City of Newark would be in receipt of an increase of \$5.7 million for fiscal year 1976.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-c. A MOTION REQUESTING THE LAW DEPARTMENT, PLANNING BOARD, ZONING BOARD AND SUPERINTENDENT OF BUILDINGS TO REVIEW A PROPOSED ORDINANCE AMENDING AND SUPPLEMENTING SECTION 7:524, FRONT AND REAR DWELLINGS, OF ARTICLE 5, LIGHT AND VENTILATION, OF THE BUILDING CODE OF THE CITY OF NEWARK, NEW JERSEY, 1964, AS AMENDED AND SUPPLEMENTED, TO ELIMINATE CONFLICTS WITH THE ZONING ORDINANCE, was made by Councilman Martinez, seconded by Councilman Giuliano.

Councilman Martinez pointed out he trusted the preparation of such an ordinance would resolve some conflicts between various City agencies with respect to purchase of property by citizens in the City.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-d. A MOTION MEMORIALIZING THE GOVERNOR OF THE STATE OF NEW JERSEY AND MEMBERS OF THE SENATE AND GENERAL ASSEMBLY OF THE STATE OF NEW JERSEY TO IMMEDIATELY RESTORE THE NEW JERSEY DIVISION OF MEDICAL ASSISTANCE AND THE STATE HEALTH SERVICES BUDGET CUTS WHICH PROVIDE VITAL SERVICES TO HANDICAPPED AND CRIPPLED CHILDREN OF THE CITY OF NEWARK, was made by Councilman James, seconded by President Harris.

Councilman James noted funds have been discontinued which would provide reimbursement for psychological, physical, speech, and occupational therapy, as well as reimbursement for medical prescriptions for special appliances such as braces, wheelchairs, corrective shoes, and other special equipment. He hoped the Governor and the Legislators

would take necessary action to restore these funds in the State Budget.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-e. A MOTION BY THE MUNICIPAL COUNCIL CONGRATULATING TOMMY L. WIGGINS OF 175 MAPES AVENUE, NEWARK, NEW JERSEY, REGIONAL WINNER AND ONE OF THE TEN FINALISTS IN THE NATIONAL BOY OF THE YEAR COMPETITION TO BE HELD IN WASHINGTON, D. C., APRIL 4TH TO APRIL 8TH, 1976, A SENIOR HONOR STUDENT AT WEEQUAHIC HIGH SCHOOL AND MEMBER OF ITS FOOTBALL TEAM AS WELL AS AN OUTSTANDING PARTICIPANT IN MANY WORTHWHILE EXTRA CURRICULAR AND COMMUNITY ACTIVITIES, was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-f. A MOTION BY THE MUNICIPAL COUNCIL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET UPON THE UNTIMELY DEATH OF DEPUTY CHIEF LAWRENCE M. CAUFIELD OF THE NEWARK FIRE DEPARTMENT AND EXTENDING TO THE BEREAVED MEMBERS OF HIS FAMILY HEARTFELT SYMPATHY, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

COMMUNICATIONS AND PETITIONS.

8-a. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 3, 1976 NOMINATING THE FOLLOWING INDIVIDUALS TO SERVE ON THE COMMITTEE ON THE STATUS OF WOMEN WITHIN THE NEWARK HUMAN RIGHTS COMMISSION:

(1. Ms. Ana Teresa Berrios-3 years; 2. Ms. Domitilia Maria Dos Santos-3 years;
3. Mrs. Larrie W. Stalks-3 years; 4. Ms. Susan J. Barone-3 years; 5. Mrs. Hope Jackson-
2 years; 6. Ms. Ruth McClain-2 years; 7. Mr. Leonard Chavis-1 year; 8. Ms. Carol Graves-
1 year; 9. Mrs. Jean Palumbo-1 year)

(Copy of communication submitted to each Member of the Council)

(All of the above individuals met with the Council March 16, 1976 except
Ms. Susan J. Barone)

Councilman Bottone pointed out he is not opposed to any of the nominations submitted to the Council but he must question the reason which led to their selection. He is sure the nominees are well qualified but he maintained there are thousands of women who live in the West Ward who are qualified and none of these were nominated to the Women's Commission. He felt this action was an affront not only to him but to his

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constitutents.

He noted the Council was asked to submit recommendations to the Mayor for this Committee in which he participated but it appeared to be a waste of time because none of his nominees were selected. He questioned how this Committee can represent all the women in Newark if it does not include representation from the West Ward in its membership.

A motion to confirm the following individuals to serve on the Committee of the Status of Women within the Newark Human Rights Commission was made by Councilman Allen, seconded by Councilman Tucker.

1. Ms. Ana Teresa Berrios-3 years; 2. Ms. Domitilia Maria Dos Santos-3 years; 3. Mrs. Larrie W. Stalks-3 years; 5. Mrs. Hope Jackson-2 years; 6. Ms. Ruth McClain-2 years; 7. Mr. Leonard Chavis-1 year; 8. Ms. Carol Graves-1 year; 9. Mrs. Jean Palumbo-1 year)

President Harris: Will the Council confirm these nominations?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

President Harris: These nominations are confirmed.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(South on McCarter Highway to East on Bridge Street, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON SANFORD AVENUE."

(Sanford Avenue, both sides, between Mountain View Place Fleetwood Place, 9:00 A. M. to 6:00 P. M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976

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Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SHEPHARD AVENUE AS A ONE-WAY STREET."

(Shephard Avenue, Westbound, from Mapes Avenue to Mapes Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING EAGLE STREET AS A ONE-WAY STREET."

(Eagle Street, Southbound, from James Street to Orange Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON WALNUT STREET."

(Walnut Street, north side, from Mulberry Street to Federal Square,

9:30 A. M. to 4:00 P. M., Monday through Friday)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SCHUYLER AVENUE."

(Deleting Schuyler Avenue, east side, from Lyons Avenue to Lehigh Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING."

(Schuyler Avenue, west side, from the northerly curb line of Lyons Avenue to a point 75 feet northerly thereof, at any time

Schuyler Avenue, east side, from Lyons Avenue to Lehigh Avenue, at any time

Osborne Terrace, both sides, from Lyons Avenue to Lehigh Avenue, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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8-i. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON LYONS AVENUE."

(Lyons Avenue, north side, from the easterly curb line of Osborne Terrace to a point 180 feet easterly thereof, at any time.

Lyons Avenue, north side, from Osborne Terrace to Schuyler Avenue, at any time.

Lyons Avenue, south side, from Maple Avenue to Osborne Terrace at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS NORTH ON MAPLE AVENUE TO WEST ON LYONS AVENUE."

(North on Maple Avenue to West on Lyons Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM GOLDSMITH AVENUE."

(Goldsmith Avenue, from Elizabeth Avenue to its western terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-1. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM POMONA AVENUE."

(Pomona Avenue, from Elizabeth Avenue to its western terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-m. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM WEEQUAHIC AVENUE."

(Weequahic Avenue, from Elizabeth Avenue to its western terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-n. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM VASSAR AVENUE."

(Vassar Avenue, from Elizabeth Avenue to its western terminus)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Martinez adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-o.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING RENEWAL OF A LEASE BY AND BETWEEN THE CITY OF NEWARK AND THE NEWARK BLOCK AND TENANT COUNCIL FOR PREMISES COMMONLY KNOWN AS (SEE ATTACHED SCHEDULE A) FOR THE SUM OF ONE DOLLAR (\$1.00) PER ANNUM PER LOT FOR A TERM OF ONE (1) YEAR, PURSUANT TO N.J.S. 40A:12-14 (c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976, Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-p.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK, NEW YORK, 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE ACROSS DOREMUS AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference April 6, 1976 was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-q.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE PROHIBITING SMOKING IN ANY PUBLIC OR

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PRIVATE ELEVATOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-r. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 2, 1976, NOMINATING FOR REAPPOINTMENT WILLIAM D. MORRIS, AS A MEMBER OF THE NEWARK PARKING AUTHORITY FOR A TERM COMMENCING WITH DATE OF CONFIRMATION BY THE COUNCIL AND EXPIRING OCTOBER 20, 1980.

(Copy of communication submitted to each Member of the Council)

(Mr. Morris met with the Council March 16, 1976)

A motion to confirm the nomination for reappointment of William D. Morris, as a Member of the Newark Parking Authority for a term commencing with date of confirmation by the Council and expiring October 20, 1980, was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: This nomination is confirmed.

8-s. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 2, 1976, NOMINATING FOR REAPPOINTMENT MICHAEL ROSENBAUM, AS A MEMBER OF THE NEWARK PARKING AUTHORITY FOR A TERM COMMENCING WITH DATE OF CONFIRMATION BY THE COUNCIL AND EXPIRING OCTOBER 20, 1979.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on this communication was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-t. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED 'ORDINANCE AMENDING ORDINANCE 6-S & F-j ADOPTED JANUARY 7, 1976, ENTITLED 'AN ORDINANCE AMENDING R.O. 2:2-37 ET SEQ. 'HUMAN RIGHTS COMMISSION' BY ESTABLISHING THE COMMITTEE ON THE STATUS OF WOMEN WITHIN THE NEWARK HUMAN RIGHTS COMMISSION' TO ESTABLISH THE POSITION OF CHAIRPERSON OF SUCH COMMITTEE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker,

No: Councilman Allen.

Not Voting: President Harris.

8-u. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 127 ARLINGTON STREET, NEWARK, NEW JERSEY, BLOCK 100, LOT 24, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$3,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-v. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 8, 1976, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14, TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE OFFICE OF ELDERLY AFFAIRS FOR APPROXIMATELY 2,500 SQUARE FEET OF FLOOR SPACE ON THE SEVENTH (7TH) FLOOR OF PREMISES COMMONLY KNOWN AS 605 BROAD STREET, FOR THE SUM OF \$7,500. PER YEAR FOR A PERIOD OF THREE (3) YEARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-w. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 8, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 8, BUSINESSES AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW CHAPTER REQUIRING THE LICENSING OF PUBLIC GARAGES FOR THE PURPOSE OF ELIMINATING ABUSES CONCERNING MOTOR VEHICLES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

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Councilman Tucker said there were two changes recommended which were tentatively agreed to and questioned whether they have been inserted in the ordinance.

Councilman Martinez replied the two amendments referred to will be inserted in the ordinance before the Council considers this ordinance on first reading.

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-x. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 17, 1976, NOMINATING MR. ALLEN BOYER, 25 INGRAHAM PLACE, NEWARK, NEW JERSEY, AS A MEMBER OF THE TAXICAB COMMISSION FOR A TERM EXPIRING DECEMBER 3, 1976.

(Copy of communication submitted to each Member of the Council)

(Mr. Boyer met with the Council March 17, 1976)

A motion to confirm the nomination of Mr. Allen Boyer, 25 Ingraham Place, Newark, New Jersey, as a Member of the Taxicab Commission for a term expiring December 3, 1976 was made by Councilman Tucker, seconded by Councilman Carrino.

President Harris: Will the Council confirm this nomination?

Yes: Councilman Tucker.

No: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FEBRUARY 18, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND ORDINANCE NO. 6-S & F-c, ADOPTED JULY 11, 1973, ENTITLED, 'BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF AUTOMOTIVE VEHICLES AND EQUIPMENT FOR THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN APPROPRIATION OF \$677,980. TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT AND TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET PROJECT NOS. 47/228-71, 84/4/72 AND 85/1/72),' SO AS TO ACQUIRE TWO (2) FRONT END LOADERS AND TWO (2) DUMP TRUCKS, INSTEAD OF ONE (1) FIFTY (50) TON CRANE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading and further directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference April 6, 1976 was made by Councilman Martinez, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

A motion to remove from the Table "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR', (6-S & F-n) ADOPTED MARCH 3, 1973 AS AMENDED. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF ENGINEERING)," (\$32,000. - \$32,000) was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, President Harris.

No: Councilmen Carrino, James.

The City Clerk stated the last previous action on this matter was the hearing was closed and it was before the Council for second reading and final passage.

A motion to place this ordinance on the Municipal Council Calendar of April 7, 1976 on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen.

Councilman James stated he felt the Director of Engineering is doing an outstanding job and is worthy of a raise. However, he feels that during the fiscal crisis facing the Council, with so many lay-offs of Civil Service employees, this would be opening a "Pandora's box" and will become a personality contest of who gets a raise and who does not get a raise. He felt the question of a \$5,000. raise would be hypocrisy on the part of the Council when they are deliberating how to adopt an economy budget.

Councilman Martinez questioned whether the salary must remain as it is on the ordinance or must it be redrafted.

City Clerk D'Ascensio replied if this matter appears on the calendar on second reading and final passage there can be a motion to amend it which would have to be readvertised and a public hearing held on the amendment.

The motion to place this ordinance on the April 7, 1976 Calendar of the Municipal Council on second reading and final passage, failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Tucker.

No: Councilmen James, Martinez, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from February 23, 1976 to March 8, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Sisterhood Congregation B'Nai Zion | 6779 Amended |
| St. Lucy's Society | 6785 Amended |
| St. Benedict's Mothers Guild | 6855 Amended |
| St. Casimir's Parent Teachers Association | 6859 Amended |
| Society of Holy Rosary of St. Francis Xavier Church | 6868 Amended |
| St. Martin DePorres Educational Association of Queen of Angels School | 6872 Amended |
| Holy Name Society - Sacred Heart Church of Vailsburg | 6899 Amended |
| St. Bridget's Church | 6901 Amended |
| St. Francis Xavier Parent School Guild | 6914 Amended |
| Congregation of B'Nai Zion | 6929 Amended |
| St. Thomas Aquinas Church | 6941 Amended |
| Mt. Carmel Guild - Special Education | 6955 Amended |
| Carnevale - Spitz Disabled American Veterans | 6986 Amended |
| Newark Lodge 237 LOOM | 6989 Amended |
| St. Casimir's Parent Teachers Association | 7055 |
| St. Benedict's Church | 7076 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Rosary Altar Society - Sacred Heart Church of Vailsburg | 6952 Amended |
| Church of Our Lady of Good Counsel | 7051 |
| St. Rocco School Parent Teachers Association | 7052 |
| St. Ann's Church | 7053 |
| St. Aloysius Roman Catholic Church | 7054 |
| Chancellor Youth Council | 7056 |
| Essex-West Hudson Federation of Holy Name Societies | 7057 |
| Mothers Club of St. John's Ukrainian Catholic School | 7058 |

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RAFFLES LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Holy Name Society of St. James Church | 7059 |
| Parent Association of St. Benedict's Elementary School | 7060 |
| St. Mary's Guild for Children | 7061 |
| St. Mary's Guild for Children | 7062 |
| Harry J. Romeo Civic and Welfare Association | 7063 |
| Cub Scout Pack #304 Booster Club | 7064 |
| St. Nicholas Greek Orthodox Church | 7065 |
| Society of Our Lady of Charity of Cobre- Our Lady of Perpetual Help Church | 7066 |
| Rosary Altar Society of Our Lady of Mt. Carmel Church | 7067 |
| Flo Okin Cancer Relief | 7068 |
| Holy Name Society - Sacred Heart Church of Vailsburg | 7069 |
| North Jersey Alumnae Chapter Delta Sigma Theta, Inc. | 7070 |
| Essex Catholic School Fathers Association, Inc. | 7071 |
| St. Michael's Parent Teachers Guild | 7072 |
| St. Michael's Parent Teachers Guild | 7073 |
| St. Michael's Parent Teachers Guild | 7074 |
| Immaculate Conception Church Rosary Society | 7075 |

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Giuliano and adopted by the following votes;

Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Giuliano, seconded by President Harris and adopted by the following votes:


Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, President Harris.

This meeting adjourned at 11:40 P. M.

APPROVED:



 Frank D'Ascensio
 City Clerk



 Earl Harris
 President

Newark, New Jersey, March 29, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:50 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McPartland, Sergeant-at-Arms.

(Councilman James arrived at 1:00 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 26, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a. RESOLUTION PROVIDING FOR THE READING OF THE NEWARK MUNICIPAL BUDGET FOR THE YEAR 1976 BY ITS TITLE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, President Harris.

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1976 was approved by the Municipal Council on the 1st day of March, 1976. The budget was advertised in accordance with law in the Star Ledger issue of March 15, 1976. In the advertisement, 11:00 A. M., or as soon thereafter as the Council can convene, on the 29th day of March, 1976, in the Council Chamber of the Newark City Hall, was established as the hearing date. This being the date, time and place, it is respectfully requested that the President declare open the hearing on the 1976 Approved Budget.

(Councilman James arrived at 1:00 P. M.)

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President Harris: The public hearing on the 1976 Budget of the City of Newark is declared open.

MR. CHARLES A. BELL, PRESIDENT, BOARD OF EDUCATION, 101 COURT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the 1976 Budget of the City of Newark as introduced. He urged the Municipal Council to adopt the Board of Education Budget as submitted.

Councilman James stated in looking at School Budgets over the last ten years, he agreed that the budget in recent years has been held very close, there has been a reduction and the City's share has also been reduced. He is one of the strong supporters that if we want quality education, a thorough and efficient school system, we certainly must put money into the Board of Education Budget in order to achieve that end. However, if the budget last year was \$123 million and the Board of Education indicated to the community at large and this body that was the amount of money needed to educate our 71,000 school children, how can the Board of Education come back one year later, with normal increments, an 8.5% teachers' raise and addition of School Crossing Guards, with only an increase from \$123 million to \$124 million and say they have adequate monies to provide a thorough and efficient school system? It seems regardless of the amount of money we give the Board of Education, they are able to live with it.

Mr. Bell replied, "The Commissioner of Education directed the School Districts to prepare their budgets based upon the same amount of funds they have received from the State for the present school year. The Board proceeded with the planning, assuming receipt of the same amount of funds from the State for this school year. The Commissioner of Education came back and indicated we were not going to get the same amount of money, we were going to receive less. However, in preparing our budget we attempted to adhere to the same amount of State Aid received for the previous school year. Anticipating the same amount of money from the State, we assumed the City would hold its share at the same level as it supplied last year."

Councilman James noted without the income tax the State Aid will be \$91 million. He said it would seem if the Board of Education granted a raise to the teachers, they would ask for more money than received last year.

Mr. Bell indicated the budget submitted is a maintenance budget.

Councilman Allen remarked they have to look where the dollars are coming from, the number of City-owned properties, etc. If we increase the Board of Education Budget every year, the small homeowners and tenants will have to pick up the tab. Councilman Allen declared Newark needs dedicated teachers and parents to get the job done. The

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City cannot afford a tax increase at this time.

Mr. Bell contended since 1972 the Board of Education has tried every way possible to cooperate with the City in keeping taxes down. They have reached the point of no return. Any dollars less will be "chaos." Mr. Bell assured the Council there is no fat in this proposed Board of Education Budget. He presented a Budget Statement outlining the proposed Board of Education Budget for the Fiscal Year 1976-1977.

Councilman Bottone questioned the \$700,000. figure for School Crossing Guards.

Councilman Tucker pointed out there has been a decrease in the amount of money taxpayers are paying for education, which in his mind has been primarily due to the increase in State Aid. He questioned the formula of how the Board of Education arrived at the amount of State Aid, and if the City cuts the School Budget, would that have any effect as to the method the State uses to compute its aid.

Councilman Martinez stated the projected tax rate, as submitted by Administration, was 11.76 until the Council made necessary cuts in the budget. He questioned if we put more money in the budget, will it provide better education? The State must accept its responsibility to provide our students with a thorough and efficient education. The Assembly has done its job and it is now in the hands of the Senate which will also lead to a necessary reduction in our confiscatory real estate tax rate. The East Ward pays almost one-half of the City's real estate tax, with only 20% of the population. The rehabilitation and preservation of the East Ward has led to the punishment of people who are intent on rebuilding our City and rewarding those slumlords with a tax decrease. When a homeowner paying taxes of \$8,700. to \$8,800., whose gas and electric bill has doubled, complains to his Councilman, how do we tell him for all his efforts to beautify his home and community, he will be rewarded with a tax bill of almost \$10,000. per year.

Councilman Martinez noted when the Board of Education came before this body requesting \$2½ million or our schools would close, a sum appropriated by this Council but rejected by the State, then later found by the Board, it is actions such as this that cause skepticism with respect to the budget request made by the Board of Education. Councilman Martinez declared no one on this Council wants to see our children unemployed or in penal institutions, such as was indicated by one of the speakers. The Council would like to see our schools rated as they once were with schools like Weequahic, East Side, Central and Barringer rated #1 in the country. When our schools were rated #1, our school budget was \$41 million and our tax rate was \$5.97. The Board's School Budget now is three times that amount, or almost \$125 million and our twelfth grade children

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are graduating our schools with only sixth, seventh and eighth grade abilities, one of the lowest in the nation, therefore, disproving that more money will provide our youngsters with a quality education. Councilman Martinez could not believe the Board of Education would come up with a budget request asking for more money and at the same time submit a proposed Master Pay Grade Schedule.

Councilman Tucker felt there should be a relationship in the increase of appropriation with the increase of productivity. He would like to be more assured we are not taking money and putting into the Board of Education and not getting improved education. Councilman Tucker asked what changes are going to take place with the school system to provide better and more improved educational services.

President Harris asked what was the thinking of the Mayor at the Board of School Estimate meeting relating to these dollars.

Mr. Bell replied the Mayor was not in favor of appropriations approved by the Board of Education.

MR. STANLEY TAYLOR, EXECUTIVE SUPERINTENDENT OF SCHOOLS, 51 CLIFTON AVENUE, NEWARK, NEW JERSEY, appealed for full funding of the City's proposed share in the Board of Education Budget. He contended the 36 ¢ cut in the tax rate would not compensate for the severe effects on school programs and would result in an increase in class sizes, decreased security and custodial services and curtailed instructional services.

Councilman Carrino asserted, "We must all tighten our belts." However, he felt it was unfair to burden the Board of Education with the School Crossing Guards. Councilman Carrino recommended the Council discuss further the \$700,000. appropriation for School Crossing Guards.

President Harris pointed out the Municipal Council slashed \$8.5 million from the Administration's Budget.

The following speakers also addressed the Municipal Council with respect to the 1976 Budget of the City of Newark as introduced:

MR. GEORGE BRANCH, 611 HIGH STREET, NEWARK, NEW JERSEY.

MRS. ZORAIDA VALEZ, 132 THIRD AVENUE, NEWARK, NEW JERSEY.

MR. COLEMAN MILLER, 611 HIGH STREET, NEWARK, NEW JERSEY.

MR. SAM T. WRIGHT, 357 RIDGEWOOD AVENUE, NEWARK, NEW JERSEY.

MR. JAMES BENJAMIN, 169 SHERMAN AVENUE, NEWARK, NEW JERSEY.

MR. DEREK EDLEY, 56 WEST KINNEY STREET, NEWARK, NEW JERSEY.

MS. VICKY DONALDSON, 144 POMONA AVENUE, NEWARK, NEW JERSEY.

MRS. JOHNNIE JOHNSON, 278 SEYMOUR AVENUE, NEWARK, NEW JERSEY.

MR. GEORGE REED, 134 BELMONT AVENUE, NEWARK, NEW JERSEY.

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MR. MAX WOLF, BUSINESS MANAGER, SERVICE EMPLOYMENT UNION, 11 HILL STREET,
NEWARK, NEW JERSEY.

Business Administrator William H. Walls appeared before the Municipal Council. He stated the Mayor asked him to repeat his views regarding the proposed Board of Education Budget. The Mayor, at the session with the Board of School Estimate, voted for the inclusion in the budget of \$115 million for the Board of Education. The Mayor repeats that viewpoint, that at this time \$115 million is the amount that should hopefully be voted by this Council. We do not know, at this time, what the State commitment to thorough and efficient education will or will not be. To do otherwise, is something that cannot govern our determination how much should be in the budget.

Business Administrator Walls continued there is a history which is legitimate or sound, that in the past five years the Board of Education has invariably ended its operational year with a surplus and they suggest respectfully that this will probably be another year in which the Board of Education may determine a surplus. Against the backdrop of an austere budget that the Council and Administration have developed, Administration believes appropriate that all agencies which depend upon the City for support, in effect will have a reduced commitment from the City.

President Harris queried, "In view of the fact the Mayor voted for \$115 million as Chairman of the Board of School Estimate, he is asking us to go along with the \$115 million figure today?"

Business Administrator Walls replied in the affirmative.

Councilman James said the inference being made is that Administration is supporting a cut in the School Budget. His concern is when did the Administration create priorities? Administration asked that the Board of Education Budget be cut and we note at the same time we are painting City Hall, a questionable item for sometime; renovating the Law Department; paying over \$1 million to an absentee landlord to keep Two Guys Building open which comes out of the taxpayer's pocket; Symphony Hall presently has a great deficit because of the failure of the City to be able to match revenue and expenditures of money to keep it operating; expenditures of 605 Broad Street, 20 Park Place, 786 Broad Street. Sometime ago an ordinance was removed from the table raising the salary of the Director of Engineering from \$27,000. to \$32,000. Councilman James asserted his concern is if we are going to talk about education priorities and all of these other items which also require expenditures of money, where do you draw priorities? Are we saying the school children who are defenseless in this political fight are the pawns and all of these other administrative political patronage type

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things are something that the public should overlook?

Business Administrator Walls interjected Councilman James was making an assumption that activities by Administration are exercises in political patronage, which he adamantly disputes. Symphony Hall deficit was not an operating deficit generated by any activity of this or any other past administration. It was a deficit generated by the lessor of Symphony Hall, Inc. and the deficit is the result of what Symphony Hall charged and what it had to outlay by way of maintenance of that hall. The City did not have any direct interest until Symphony Hall defaulted. Regarding requirement of maintaining 2 Cedar Street (Two Guys), he reminded the Council that the School Board and City operating agencies are there. Business Administrator Walls stressed Administration is aware that the City Hall is outmoded in space and facilities for the operation of government, so it is not wasteful spending of money to make such commitments. It is not a question of priorities. There is no greater priority in this or any other government than that of education but he disputes there is necessarily a correlation between the spending of money and excellence in education. Business Administrator Walls added he, as a parent, knows that for the past ten years our school system has suffered from quality training and from quality educators. It is not a question of money.

Councilman James stated whereas the Board of Education Members are the policy makers and since Administration is so dissatisfied with the operations of the Board of Education and since they question the data which comes from the Board of Education and since they question their budget and fiscal expenditures, he questioned if the Business Administrator is saying Mayor Gibson's appointments have failed and have not provided competent leaders in the Board of Education.

Business Administrator Walls responded he is not saying he was totally dissatisfied with the operation. He is not satisfied with the performance of education in Newark. Their performance has not been excellent. Business Administrator Walls reiterated there is no correlation between expenditures of money and quality of education.

Councilman Tucker referred to Business Administrator Walls' statement that it is not a matter of money in relation to the Board's operation. He asked if this fact holds true in relation to Data Processing and Computer Sciences Corporation contract, because he is aware of the fact that this contract has increased the Newark Municipal Budget approximately \$600,000. and there is no relationship that deals with increased services.

Business Administrator Walls responded this is dealing with very highly different subjects of comparison. He felt Councilman Tucker was comparing apples with

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oranges and dealing with a lot of variables. Business Administrator Walls added he cannot say that money per se is the distinctive factor.

Councilman Tucker disagreed with the Business Administrator's analysis. He questioned if the Mayor was aware of the fact that he was talking about a tax rate of \$11.76 versus what they are talking about right now, \$9.90 going with the Board of Education cut of \$115 million versus a cut of \$124 million which comes out to be \$10.26.

Business Administrator Walls thought the Mayor is aware of these figures. He suggested with regard to the \$54. differential that this might just be the "straw that broke the camel's back" as far as the average taxpayer is concerned. Business Administrator Walls noted the Mayor did not recommend any tax rate.

No one else appearing, a motion to close the hearing was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-b. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY-OWNED PROPERTY/20 PARK PLACE, \$153,324.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

7-R-c. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY-OWNED PROPERTY/605 BROAD STREET, \$131,520.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

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7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY-OWNED PROPERTY/786 BROAD STREET, \$140,784.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," CITY-OWNED PROPERTY/SYMPHONY HALL, \$61,632.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, President Harris.

No: Councilmen Carrino, James, Tucker.

7-R-f.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," OTHER CITY-OWNED PROPERTY RENTS, \$1,258,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone.

Councilman Tucker pointed out this \$1,258,000. is a slush fund. We are talking about a fund that the Tax Collector will be able to deal with, allowing him to collect rents from slum property and to utilize those particular rents to rehabilitate any property within the City of Newark which the City owns. As mentioned before, there should be some dedicated financial system relating to this which would not allow the Finance Director or the Tax Collector to collect rents from slum dwellers of City-owned property and allow him to use those rents for any other properties except for the repairs of the property where these people are dwelling. Councilman Tucker asserted if we perpetuate this thing, then in effect it will not be of any real value in dealing with slum property or dealing with the biggest slum landlord, which is the City of Newark.

The City Clerk explained this is a fund which is meant to take care of all of those other individual properties which are not included under these addresses which the

Council just acted upon, the larger rent producing properties. These are other properties which the City owns and it is very difficult to set up a separate account for each of these items. It was discussed in conference that there would be an internal control and under no circumstances would there be any expenditures of funds if they exceeded the rents coming in from each one of those individual properties, so there is an internal control.

Councilman Tucker asked if any of this was in writing.

The City Clerk replied they are in the minutes of the conference.

Councilman Tucker clarified he remembers Mr. Sullivan saying this and specifically saying he would put this in writing.

The City Clerk supplemented that the Director of Finance also promised he would submit activity reports periodically so that we can verify the fact they are doing as they promised they would.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

7-R-g. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," RECEIVERSHIP PROPERTIES/2 CEDAR STREET, \$447,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, President Harris.

No: Councilmen Carrino, James, Tucker.

7-R-h. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE" CITY-OWNED PROPERTY INCOME/PREVIOUS YEARS, \$153,235.34.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

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President Harris stated, "We have heard the grievances of citizens and their suggestions concerning the 1976 Municipal Budget which this body introduced January 27, 1976.

At the time the Council received the proposed budget from the Mayor, it carried a \$194 million budgetary request which reflected a tax rate of \$11.86, not the \$11.76 rate originally projected. I regarded that proposed tax rate as 'abominable,' and vowed at that time, and this is a direct quote as it was printed in the press that 'We would not permit a tax increase in the City of Newark or layoffs of police and firemen.'

I pledged that this Council would do everything possible to prevent the tax rate from rising so drastically.

For the past two months this body has spent many, many hours, sometimes working late into the night, going over the budget. Within the first six weeks, we cut the tax rate to \$10.55 per \$100. of assessed property.

But that still did not satisfy me. In the past month, I have presided over additional hearings on amendments to the budget. I assure you that we did not deal kindly with excess fat---all but the most essential items were taken out of the budget. As a result nearly \$8.5 million has been cut since the package was first sent up to the Council in January.

I have not gone back on my promise to restore police and firemen to their jobs. The safety and welfare of the citizens of Newark is the number one concern of each and every Member who sits on this City Council.

Through our efforts, 19 firemen have already been rehired under the CETA Program, 24 policemen have been brought back, with an additional 35 scheduled to be rehired within the next month. We have been reassured by Police Director Williams that the remaining officers who have been laid off will be rehired with Federal funds, at no additional cost to the taxpayer, by the end of the year.

School crossing guards have been picked up by CETA through June and will go on the Board of Education's Budget after that date.

Which brings us to the question of the Board of Education. We are required to act today on the recommendation of the Board of School Estimate to approve a Board of Education Budget of \$124 million. It is my recommendation that we cut this budget by \$9 million to \$115 million.

Reflecting on the Board's Budget over the last decade, I have seen the appropriations increase while the quality of education has decreased in this City. Please do not get me wrong---there is nothing more important to me or the Members of this Council

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than our children. Their well being and future is our greatest concern. Business Administrator Walls came before the Council and stated the past five years the Board of Education has ended up with a surplus.

But, I firmly believe that quantity does not beget quality, and I hope that a decrease in the Board of Education's Budget will force that administration to cut out the excess fat as this body has been forced to do, and perhaps by doing that we will be able, once again, to concentrate on the quality of education in this City, not on the creation of high paying administrative jobs in the Board of Education.

This is my position. It is my stand to cut the Board of Education Budget and accept the \$8.5 million in cuts made by the City Council. This will give us a tax rate of \$9.90, I repeat \$9.90 per \$100. of assessed valuation. This reflects a four point decrease over last year and it also carries with it the promise that the quality of services will be maintained for each and every citizen in Newark."

Councilman Tucker wished to make himself explicitly clear. He stated he was at the pre-meeting conference when it was recommended by the Council President the Council was going to deal with two resolutions, one for \$115 million and the other for \$124 million. The Calendar only has one resolution dealing with the \$115 million. This raises the question whether or not there was any true intent of the Council to look at this particular issue objectively. On the printed Calendar, there is nothing relating to the recommendation of the Board of School Estimate. This directly affects our children's education.

Councilman Tucker recalled a few years ago they had a case in Trenton called Robinson vs Cahill. In that particular case, it was agreed the citizens of Newark cannot utilize the property tax system because of its inequity to finance education. A New Jersey State Supreme Court mandated that system was antiquated and children of inner city areas would suffer greatly because of the tax structure that came down. So, a court order made it clear that the New Jersey State Legislators had to come up with a way of financing education 100%. Needless to say, games were played in the State Legislature in order to try to get through an income tax, a graduated income tax, and now a confiscatory tax which is going to knock the hell out of most Newark citizens. They twisted the legislation around, changed the formula, so in effect we are not talking about the State taking over 100% of the total educational cost.

Councilman Tucker continued we are talking about a difference in what we were dealing with before and what we are in receipt of now, which amounts to \$1.1 million or \$1.5 million. The State Legislature has failed in its responsibility to provide adequate funding for education throughout the State. The tragedy of this situation is we added

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insult to injury. Now the State Legislature is talking about an income tax which will have no or little effect upon education in the City of Newark.

Councilman Tucker said the tragedy of this situation further comes down that we now look at the Newark Municipal Council. If the Council sits idly by and allows the State Legislators to cut up and mess with our children's future and lives based on inadequate funding, then that is purely our responsibility. If we are talking about our conscience, how can we say to the State they are supposed to take up that responsibility when we in turn are motivated, for whatever objective, which may be legitimate or not, to cut out money for education. What we are saying here is because the State did not do it and we find it to be a major problem, so subsequently we will cut the educational institution.

Councilman Tucker continued the other point we are dealing with is what is the cost of Newark to try to maintain an adequate educational system? That was one of the major reasons why citizens are fleeing this city. There used to be a major question of crime and grime. Those questions are still with us. Any appropriations to the Police Department have not decreased crime. Crime has continuously risen. Any increase in the Department of Public Works has not decreased the filth in the City of Newark. Newark is still a filthy city. So, if we start to make any kind of analogy about increased appropriations, we have to go back to what we dealt with before because all of us voted for a raise for the Newark Police Department and all of us, at that point and time, felt it was a good thing to do. We were not aware of the fact we were causing police layoffs. We talked about resolving the question of police. All he is saying is that if he has to relate to particular priorities, he values children's future and lives, the future generation, more than he does trying to reconcile a situation to relate to policemen, 75% of whom do not live in Newark.

Councilman Tucker stated dealing with the tax structure, we are talking about \$9.90. If we are talking about a \$15,000. house, with the current tax rate of \$9.90, a homeowner would pay \$1,485. a year. If we talk about adequately funding the Board of Education, the same homeowner would pay \$1,539. a year, the difference of \$54. If we start to deal with the more lucrative houses in the City, a \$40,000. house, under \$9.90 the homeowner would pay \$3,960. a year. Under \$10.26 tax rate the homeowner would pay \$4,104. a year, the difference of \$144. a year.

Councilman Tucker said our particular educational priorities seem to be perverted when we start talking about making an analogy between police versus children. His responsibility is not only to relate to his particular children but children who are, in effect, the future of the City of Newark. He is not going to be hypocritical

by criticizing the State Legislators for not doing their job and sit down here and do the same identical thing by cutting education in the City of Newark.

Councilman James stated the decision before the Council today is whether we are going to go into our April 2 budget hearing with a projected tax rate of \$10.26 or \$9.90. If we give our school children \$124 million, as requested by the Board of Education, the tax rate would be \$10.26. If we reduce the Board of Education request to \$115 million, the tax rate would be \$9.90. The Board of Education is a political entity. The Administration very much assisted in the preparation of the budget and \$124 million is certainly a political budget. Councilman James said he finds it very hard, knowing that the Board of Education budget is a political entity, that we would go further in cutting the budget. We who have said historically that this used to be a good system, talk about the good old days of Weequahic, East Side, West Side, South Side, Barringer and Central High Schools. If we go back over ten years and look at the school budgets, we note 1965-66 - \$41.8 million, 1966-67 - \$47.9 million, 1967-68 - \$52.6 million, 1968-69 - \$58.1, 1969-70 - \$64.7 million, 1970-71 - \$83.5 million, 1971-72 - \$88.8 million, 1972-73 - \$104.2 million, 1973-74 - \$113.9 million, 1974-75 - \$129.3 million. As we go back and say the system was so great and so good, we do note the Board of Education received increasing amounts of money.

Councilman James continued this Council has taken upon itself for austere 1976-77 to reduce the Board of Education Budget money from \$129.3 to \$123.4 million. We become part and parcel of the problems. He feels that somehow we are playing politics with the Board of Education at a time when they are not all bad. All of us know that the Mayor appoints the Members of the Board of Education and if all of these things are continuing to happen, at what point do we say Mayor Gibson's appointments to the Board of Education to set policy are bad, that they are not doing their job and they are responsible for the continuing ills of the Board of Education? After six years, who is to blame? For those who say the Board of Education is so bad, it is about time we petition the Mayor, attend Board of Education meetings and voice our concern, meet with Board of Education representatives and voice our concern and work with local PTA groups and provide feedback.

Councilman James read statement, "Our Nation, our State, our County, our City are faced with a fiscal crisis. The President of the United States has no solution. Governor Brendan Byrne has no solution, and even if the Senate passes the proposed 2%-4% income tax package, Newark will receive approximately \$1.1 million more or \$91.5 - \$92 million when the total requested budget is \$124 million. The Supreme Court mandate in the Robinson vs Cahill suit was to fund the entire requested amount, a property tax

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savings for homeowners. The bill before the Senate will not achieve this.

Our school children, on national norms, are the lowest in reading skills, English composition, mathematics and science. They are the last hired and first fired. They are without proper motivation and guidance. They are seeking upward mobility. They need help, not politics.

I agree that more money is not a guarantee to more education or quality education. However, we do know that fuel is twice as much this year as last year. We do know that the cost of paper, pens, pencils and crayons are more this year than last year. We do know that we made no comment when the Board granted a 8.5% raise to all teachers. We do know that we asked indirectly that the School Crossing Guards be picked up by the Board of Education at a cost of some \$700,000. The Mayor sent this Council a proposed \$11.76 property tax rate. We do know that the Board of Education Budget was \$123 million last year and are asking for \$124 million this year, a mere \$1 million increase over last year, certainly a reasonable request at a time of fiscal crisis. How can we give them less money? How can we give our children less of a chance for the 1976-77 School Year than we did for the 1975-76 School Year?

We should not play politics with defenseless school children and a crippled school system in showing a tax reduction by taking monies away from the Board of Education request while ignoring questionable increasing municipal expenses like Two Guys Building and the maintenance of foreclosed property."

Councilman James stated the President of this Council has shown steadfast leadership in reducing this original budget. He certainly has been one of many who have been steadfast in saying to the citizens that we are going to reduce the budget, that we are going to try to stabilize it and people will not have to flee the City. Councilman James felt he would be remiss if he did not compliment the Council President in that effort. He reiterated the choice between \$10.26 and \$9.90 falls upon our children and he believes the challenge lies elsewhere.

7-R-1. RESOLUTION APPROPRIATING THE SUM OF \$6,344,091.50 FOR THE USE OF PUBLIC SCHOOLS FOR FIRST HALF OF SCHOOL YEAR 1976-1977 AND \$13,693,931. FOR SECOND HALF OF SCHOOL YEAR 1975-1976.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

7-R-j. RESOLUTION RESCINDING RESOLUTION 7-R-a, MARCH 4, 1976, "RESOLUTION AMENDING RESOLUTION 7-R-bd, FEBRUARY 4, 1976, 'TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$3,400,000. MANDATORY ITEMS, SCHOOL DEBT SERVICE, INTEREST ON NOTES-\$900,000. AND PAYMENT OF BOND ANTICIPATION NOTES-\$2,500,000., TALLING \$3,400,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET,' BY TRANSFERRING \$2,500,000. TO BOARD OF EDUCATION, CURRENT FUND, GENERAL APPROPRIATIONS, STATUTORY EXPENDITURES, FOR USE OF LOCAL SCHOOLS FOR CAPITAL PROJECTS AUTHORIZED UNDER N.J.S.A. 18A:58:33.2 ET SEQ."

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

7-R-k. RESOLUTION AMENDING RESOLUTION 7-R-bd, FEBRUARY 4, 1976, "TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$3,400,000. MANDATORY ITEMS SCHOOL DEBT SERVICE, INTEREST ON NOTES-\$900,000. AND PAYMENT OF BOND ANTICIPATION NOTES-\$2,500,000. TALLING \$3,400,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET," \$2,500,000. DEEMED NEEDED FOR USE OF LOCAL SCHOOLS FOR CAPITAL PROJECTS AUTHORIZED UNDER N.J.S.A. 18A:58:33.2 ET SEQ."

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone.

Councilman Martinez said it was his understanding when the Mayor, Finance Director and Members of the Board of Education appeared before the Council that transfers would be necessary so that there would be funding for East Side High School.

Auditor George Huss explained, "When they first appeared before the Council, they asked for \$2.5 million to change the \$177 million around and they, in effect, asked that you take \$21 million of your surplus and give it to the schools. We owe the money for school debt to finance the schools and that is what you are doing by this resolution."

Councilman Martinez queried, "Did they specifically give you a school?"

Mr. Huss replied in the negative. That school was fully paid for by the Board of Education. The City only raised about \$4½ million. This will pay for the rest of the new Camden Middle School.

Councilman Martinez requested the Finance Director appear before the Council again. He specifically recalled the transfer for East Side High School to be continued. They are giving the go ahead tomorrow to start construction.

Councilman Carrino asked about the contractual obligations regarding

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construction of East Side High School.

Mr. Huss believed they are petitioning the Commissioner of Education to change the money around to complete it. Money will go into the bank and the contracts will be met.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

No: Councilmen James, Tucker.

7-R-1. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO GIVE CONSENT TO INCLUDE ITEM OF ANTICIPATED REVENUE "MISCELLANEOUS REVENUE" IN 1976 WATER UTILITY BUDGET, SUM OF \$78,832.32. (OPERATING SURPLUS ANTICIPATED WITH PRIOR CONSENT)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-m. RESOLUTION AMENDING THE BUDGET FOR THE YEAR 1976 AS APPROVED MARCH 1, 1976.

WHEREAS, the local municipal budget for the year 1976 was approved on the First day of March, 1976; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex that the following amendments to the approved budget of 1976 be made:

| <u>ANTICIPATED REVENUES:</u> | | <u>FROM</u> | <u>TO</u> |
|------------------------------|---|--------------|-----------|
| 2. | Surplus Anticipated with Prior Written Consent of Director of Local Government Services | 3,500,000.00 | -0- |
| | Total Surplus Anticipated | 3,500,000.00 | -0- |
| 3. | Miscellaneous Revenues: | | |
| | Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services: | | |
| | Independence High School Alternative School Program (5832) | -0- | 95,000.00 |

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| 3. <u>Miscellaneous Revenues (Continued)</u> | <u>FROM</u> | <u>TO</u> |
|--|----------------|----------------|
| Sale of City-owned Property (5609) | 412,700.00 | 469,620.00 |
| WIC-Supplemented Feed-N.J. Department of Health (5906) | 650,310.00 | 840,557.00 |
| Newark Housing Authority Payment for Police Services | 292,500.00 | 315,000.00 |
| Rents From City-Owned Property: | | |
| Receivership Property-2 Cedar Street (5870)-0- | | 447,000.00 |
| 605 Broad Street (5824) -0- | | 131,520.00 |
| Previous Year (5877) -0- | | 153,235.34 |
| Symphony Hall (5827) -0- | | 61,632.00 |
| Other Rents (5878) -0- | | 1,258,000.00 |
| 20 Park Place (5828) -0- | | 153,324.00 |
| 786 Broad Street (5847) -0- | | 140,784.00 |
| U.S. Department of HEW - Childhood Lead Poisoning Project (5834) | -0- | 118,827.00 |
| WIC - Supplemental Feed - N.J. State Department of Health (5950) | -0- | 500,000.00 |
| Elderly Nutrition Project (5857) | -0- | 556,875.00 |
| Criminal Justice: Employment of Officers (5995) | -0- | 300,496.00 |
| HUD Title X - EDA Project | -0- | 1,148,000.00 |
| TOTAL MISCELLANEOUS REVENUES | 115,831,817.93 | 121,166,178.27 |
| 5. Subtotal General Revenues (Items 1,2,3 and 4) | 125,331,817.93 | 127,166,178.27 |
| 6. Amount to be Raised by Taxes for Support of Municipal Budget: | | |
| (a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes | 59,553,491.28 | 66,074,910.56 |
| (b) Addition to Local District School Tax | 7,768,590.25 | 5,268,590.25 |
| Total Amount to be Raised by Taxes for Support of Municipal Budget | 67,322,081.53 | 71,343,500.81 |
| 7. TOTAL GENERAL REVENUES | 192,653,899.46 | 198,509,679.08 |

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8. GENERAL APPROPRIATIONSFROMTO

(A) Operations

Office of the Mayor and Agencies:

Board of Adjustment:

Other Expenses:

Service by Contract or Agreement
Equipment985.00
-0-2,985.00
600.00

Total - Other Expenses

1,365.00

3,965.00

Civil Defense Council:

Other Expenses:

Service by Contract or Agreement

23,614.00

20,712.00

Total - Other Expenses

32,853.00

29,951.00

Municipal Courts:

Salaries and Wages:

Assistant Chief Municipal Court Clerk
Other Salaries and Wages2,247.00
477,699.002,390.00
464,551.00

Total - Salaries and Wages

702,372.00

689,367.00

Other Expenses:

Service by Contract or Agreement

42,760.00

71,016.00

Total - Other Expenses

62,260.00

90,516.00

Community Development Administration:

Director's Office:

Other Expenses:

Service by Contract or Agreement

59,998.00

57,398.00

Total - Other Expenses

61,898.00

59,298.00

Office of Assessments:

Salaries and Wages:

Principal Assistant Assessor
Senior Assistant Assessor
Other Salaries and Wages173,889.00
24,498.00
136,689.00165,658.00
37,314.00
134,293.00

Total - Salaries and Wages

399,254.00

401,443.00

Other Expenses:

Service by Contract or Agreement

40,375.00

49,375.00

Total - Other Expenses

45,775.00

54,775.00

Rent Control Board:

Salaries and Wages:

Overtime
Other Salaries and Wages-0-
49,216.00261.00
48,955.00

TOTAL - OFFICE OF THE MAYOR AND AGENCIES

5,985,622.00

6,009,160.00

DEPARTMENT OF ADMINISTRATION:

Office of Business Administrator:

Other Expenses:

Service by Contract or Agreement

13,364.00

45,365.00

Total - Other Expenses

22,103.00

54,104.00

Division of Central Purchase:

Salaries and Wages:

Other Salaries and Wages

128,307.00

146,693.00

Total - Salaries and Wages

163,905.00

182,291.00

Other Expenses:

Service by Contract or Agreement

108,722.00

135,022.00

Total - Other Expenses

111,962.00

138,262.00

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8. GENERAL APPROPRIATIONS (Continued)

(A) Operations (Continued)

| | <u>FROM</u> | <u>TO</u> |
|--|--------------|--------------|
| Division of Personnel: | | |
| Salaries and Wages: | | |
| Principal Personnel Technician | 14,895.00 | 13,351.00 |
| Manager Personnel Development | 16,659.00 | 17,603.00 |
| Total - Salaries and Wages | 240,091.00 | 239,491.00 |
| Other Expenses: | | |
| Miscellaneous - Employee Fringe | | |
| Benefits - Insurance | 3,688,000.00 | 3,836,500.00 |
| Total - Other Expenses | 3,714,230.00 | 3,862,730.00 |
| TOTAL - DEPARTMENT OF ADMINISTRATION | 4,671,329.00 | 4,895,916.00 |
| DEPARTMENT OF LAW: | | |
| Corporation Counsel's Office: | | |
| Salaries and Wages: | | |
| Chief Clerk - Law | 15,354.00 | 15,479.00 |
| Other Salaries and Wages | 168,665.00 | 168,114.00 |
| Total - Salaries and Wages | 427,310.00 | 426,884.00 |
| TOTAL - DEPARTMENT OF LAW | 498,612.00 | 498,186.00 |
| DEPARTMENT OF FINANCE: | | |
| Division of Accounts and Control: | | |
| Salaries and Wages: | | |
| Assistant Municipal Comptroller 37½ Hrs. | 20,352.00 | 35,255.00 |
| Chief Accountant - 37½ Hrs. | 18,940.00 | 31,886.00 |
| Principal Auditor - 37½ Hrs. | 22,144.00 | 34,415.00 |
| Accountant - 37½ Hrs. | 23,770.00 | 39,650.00 |
| Total - Salaries and Wages | 397,188.00 | 453,188.00 |
| Division of Revenue Collections: | | |
| Salaries and Wages: | | |
| Senior Accountant - 37½ Hrs. | 46,919.00 | 47,848.00 |
| Total - Salaries and Wages | 516,994.00 | 517,923.00 |
| Division of Licenses: | | |
| Salaries and Wages: | | |
| Other Salaries and Wages | 100,506.00 | 100,741.00 |
| Total - Salaries and Wages | 135,118.00 | 135,353.00 |
| TOTAL - DEPARTMENT OF FINANCE | 4,257,044.00 | 4,314,208.00 |
| DEPARTMENT OF RECREATION AND PARKS: | | |
| Division of Parks and Grounds: | | |
| Salaries and Wages: | | |
| Other Salaries and Wages | 429,541.00 | 438,447.00 |
| Total - Salaries and Wages | 469,394.00 | 478,300.00 |
| Division of Recreation Maintenance: | | |
| Salaries and Wages: | | |
| Stationary Engineer | 49,308.00 | -0- |
| Stationary Fireman | 116,874.00 | 115,715.00 |
| Refrigeration Engineer | 64,974.00 | 92,994.00 |
| Chief Stationary Engineer | 1,560.00 | 71,411.00 |
| Other Salaries and Wages | 226,954.00 | 205,485.00 |
| Total - Salaries and Wages | 494,815.00 | 520,750.00 |

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8. GENERAL APPROPRIATIONS (Continued)

(A) Operations (Continued)

Division of Recreation Programs:

Salaries and Wages:

| | | |
|---------------------------------------|------------|------------|
| Assistant Recreation Center Directors | 40,587.00 | 40,393.00 |
| Recreation Supervisor (Aquatics) | 12,717.00 | -0- |
| Other Salaries and Wages | 389,082.00 | 393,474.00 |

| | | |
|----------------------------|------------|------------|
| Total - Salaries and Wages | 780,418.00 | 771,899.00 |
|----------------------------|------------|------------|

| | | |
|--|--------------|--------------|
| TOTAL - DEPARTMENT OF RECREATION AND PARKS | 2,498,988.00 | 2,525,310.00 |
|--|--------------|--------------|

DEPARTMENT OF PUBLIC WORKS:

Director's Office:

Salaries and Wages:

| | | |
|--------------------------|-----------|-----------|
| Other Salaries and Wages | 42,381.00 | 42,517.00 |
|--------------------------|-----------|-----------|

| | | |
|----------------------------|------------|------------|
| Total - Salaries and Wages | 115,017.00 | 115,153.00 |
|----------------------------|------------|------------|

Division of Motors:

Other Expenses:

| | | |
|----------------------------------|------------|------------|
| Service by Contract or Agreement | 772,429.00 | 873,697.00 |
| Materials and Supplies | 690,697.00 | 772,902.00 |

| | | |
|------------------------|--------------|--------------|
| Total - Other Expenses | 1,463,126.00 | 1,646,599.00 |
|------------------------|--------------|--------------|

Division of Public Property:

Other Expenses:

| | | |
|----------------------------------|--------------|--------------|
| Service by Contract or Agreement | 1,181,411.00 | 1,229,911.00 |
| Materials and Supplies | 224,183.00 | 234,183.00 |

| | | |
|------------------------|--------------|--------------|
| Total - Other Expenses | 1,409,094.00 | 1,467,594.00 |
|------------------------|--------------|--------------|

Division of Sanitation:

Salaries and Wages:

| | | |
|--------------------------|--------------|--------------|
| Heavy Equipment Operator | -0- | 5,478.00 |
| Other Salaries and Wages | 4,391,923.00 | 4,382,902.00 |

| | | |
|----------------------------|--------------|--------------|
| Total - Salaries and Wages | 4,864,833.00 | 4,861,290.00 |
|----------------------------|--------------|--------------|

Other Expenses:

| | | |
|------------------------|------------|------------|
| Materials and Supplies | 100,473.00 | 130,473.00 |
|------------------------|------------|------------|

| | | |
|------------------------|------------|------------|
| Total - Other Expenses | 533,887.00 | 563,887.00 |
|------------------------|------------|------------|

Division of Streets and Sidewalks:

Salaries and Wages:

| | | |
|--------------------------|------------|------------|
| Overtime | 3,000.00 | 8,000.00 |
| Other Salaries and Wages | 325,436.00 | 324,003.00 |

| | | |
|----------------------------|------------|------------|
| Total - Salaries and Wages | 406,846.00 | 410,413.00 |
|----------------------------|------------|------------|

Other Expenses:

| | | |
|----------------------------------|----------|-----------|
| Service by Contract or Agreement | 9,270.00 | 24,270.00 |
|----------------------------------|----------|-----------|

| | | |
|------------------------|-----------|-----------|
| Total - Other Expenses | 41,509.00 | 56,509.00 |
|------------------------|-----------|-----------|

Division of Traffic and Signals:

Salaries and Wages:

| | | |
|--------------------------|----------|----------|
| Heavy Equipment Operator | 1,403.00 | 3,072.00 |
|--------------------------|----------|----------|

| | | |
|----------------------------|------------|------------|
| Total - Salaries and Wages | 353,794.00 | 355,463.00 |
|----------------------------|------------|------------|

| | | |
|------------------------------------|---------------|---------------|
| TOTAL - DEPARTMENT OF PUBLIC WORKS | 15,557,482.00 | 15,846,284.00 |
|------------------------------------|---------------|---------------|

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| 8. GENERAL APPROPRIATIONS (Continued) | FROM | TO |
|--|---------------|---------------|
| (A) Operations (Continued) | | |
| DEPARTMENT OF FIRE: | | |
| Other Expenses: | | |
| Service by Contract or Agreement | 121,990.00 | 149,385.00 |
| Total - Other Expenses | 742,006.00 | 769,401.00 |
| TOTAL - DEPARTMENT OF FIRE | 13,908,989.81 | 13,936,384.81 |
| DEPARTMENT OF HEALTH AND WELFARE: | | |
| Division of Health: | | |
| (Board of Health - Local Health Agency) | | |
| Salaries and Wages: | | |
| Health Officer | 19,011.00 | -0- |
| Chief Pharmacist | 3,700.00 | 14,911.00 |
| Public Health Nurse Supervisor | 71,381.00 | 68,007.00 |
| Assistant Chief Sanitary Inspector | | |
| Contagious Disease | 12,776.00 | 3,754.00 |
| Other Salaries and Wages | 757,671.00 | 744,407.00 |
| Part-time Physicians and Dentists | 252,036.00 | 259,310.00 |
| Total - Salaries and Wages | 1,613,913.00 | 1,587,727.00 |
| Division of Welfare: | | |
| Salaries and Wages: | | |
| Other Salaries and Wages | 783,803.00 | 784,290.00 |
| Total - Salaries and Wages | 822,227.00 | 822,714.00 |
| Other Expenses: | | |
| Service by Contract or Agreement | 42,075.00 | 242,075.00 |
| Total - Other Expenses | 62,425.00 | 262,425.00 |
| Public Assistance or Relief | | |
| (State Aid Agreement) | | |
| Other Expenses | 4,941,294.00 | 4,741,294.00 |
| Division of Inspections: | | |
| Salaries and Wages: | | |
| Assistant Chief Inspectors | 70,585.00 | 61,812.00 |
| Other Salaries and Wages | 777,825.00 | 754,767.00 |
| Total - Salaries and Wages | 1,006,969.00 | 975,138.00 |
| Other Expenses: | | |
| Service by Contract or Agreement | 93,055.00 | 108,955.00 |
| Total - Other Expenses | 105,755.00 | 121,655.00 |
| TOTAL - DEPARTMENT OF HEALTH AND WELFARE | 9,226,962.00 | 9,185,332.00 |
| DEPARTMENT OF ENGINEERING: | | |
| Salaries and Wages: | | |
| Chief Surveyor | 18,038.00 | 19,011.00 |
| Other Salaries and Wages | 336,811.00 | 326,253.00 |
| Total - Salaries and Wages | 628,085.00 | 618,500.00 |
| Other Expenses: | | |
| Equipment | -0- | 27,563.00 |
| Total - Other Expenses | 2,194,253.00 | 2,221,816.00 |
| TOTAL DEPARTMENT OF ENGINEERING | 2,822,338.00 | 2,840,316.00 |

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| 8. <u>GENERAL APPROPRIATIONS (Continued)</u> | <u>FROM</u> | <u>TO</u> |
|---|----------------|----------------|
| (A) Operations (Continued) | | |
| SPECIAL ITEMS OF APPROPRIATION: | | |
| New Jersey Department of Community Affairs: | | |
| Nutrition Program for the Elderly (9057) | | 556,875.00 |
| State Law Enforcement Planning Agency: | | |
| Criminal Justice Planning Project | | |
| Reemployment of Officers | -0- | 375,620.00 |
| U.S. Department of Housing and Urban Development: | | |
| Title X EDA Project (9063) | -0- | 1,148,000.00 |
| WIC Supplemental Feed (9006) | 650,310.00 | 840,557.00 |
| WIC Supplemental Feed (9050) | -0- | 500,000.00 |
| Childhood Lead Poisoning (9034) | -0- | 118,827.00 |
| High Impact Independent High School | -0- | 95,000.00 |
| Rents City-Owned Property: | | |
| Symphony Hall | -0- | 61,632.00 |
| 605 Broad Street | -0- | 131,520.00 |
| 786 Broad Street | -0- | 140,784.00 |
| 20 Park Place | -0- | 153,324.00 |
| All Other Rental Property | -0- | 1,258,000.00 |
| Rents - Receivership Property | -0- | |
| 2 Cedar Street | -0- | 1,109,401.00 |
| Sale of City-Owned Property | -0- | 56,920.00 |
| TOTAL - SPECIAL ITEMS OF APPROPRIATION | 26,255,063.21 | 32,151,213.21 |
| REVENUE SHARING FUNDS: | | |
| Entitlement Period | | |
| (July 1, 1976 to December 31, 1976) | | |
| 1) Maintenance and Operational Expenses | | |
| A) Public Safety | | |
| Police Department | | |
| Salaries and Wages | | |
| Patrolmen | 1,354,570.00 | 1,354,570.50 |
| Entitlement Period | | |
| (July 1, 1976 to December 31, 1976) | 2,257,617.00 | 2,257,617.50 |
| TOTAL - REVENUE SHARING FUNDS | 9,150,044.22 | 9,150,044.72 |
| Total Operations (Item 8(A)) | 118,463,452.21 | 124,983,332.71 |
| Total Operations Including Contingent | 118,463,452.21 | 124,983,332.71 |
| Detail: | | |
| Salaries and Wages | 60,829,736.00 | 60,854,480.50 |
| Other Expenses (Including Contingent) | 57,633,716.21 | 64,128,852.21 |
| Municipal Debt Service | | |
| Interest on Notes | 1,050,000.00 | 925,000.00 |
| Interest on Tax Anticipation Notes | 1,575,000.00 | 1,450,000.00 |
| Interest on New Bonds | 600,000.37 | 350,000.37 |
| TOTAL - MUNICIPAL DEBT SERVICE | 13,283,738.00 | 12,783,738.00 |

| 8. <u>GENERAL APPROPRIATIONS (Continued)</u> | <u>FROM</u> | <u>TO</u> 1083 |
|--|----------------|--------------------------|
| (E) Deferred Charges and Statutory Expenditures - Municipal | | |
| (1) DEFERRED CHARGES: | | |
| Prior Years' Bills | 40,832.22 | 45,531.34 |
| Deferred Charges to Future Taxation Unfunded New Camden Street Middle School | -0- | 2,500,000.00 |
| Anticipated Deficit in Water Utility Operations | 990,320.63 | 1,952,820.63 |
| TOTAL DEFERRED CHARGES AND STATUTORY EXPENDITURES - MUNICIPAL | 20,768,113.84 | 24,235,312.96 |
| DETAIL OF PRIOR YEARS' BILLS: | | |
| Recreation and Parks: Tesco Distribution Inc. 1974 Delores Seaman 1974 | | 4,142.25 484.12 |
| Health and Welfare Angelo Storino 1972 | | 72.75 |
| (H) Total General Appropriations for Municipal Purposes (Items 8(A) to (G) inclusive | 159,505,120.46 | 168,992,200.08 |
| For Local District School Purposes | | |
| (1) Type I District School Debt Service | | |
| Payment of Bond Anticipation Notes | 2,500,000.00 | -0- |
| Total of Type I District School Debt Service | 15,012,179.00 | 12,512,179.00 |
| (K) Total Municipal Appropriations for Local District School Purposes (Items (1) and (J)) | 15,012,179.00 | 12,512,179.00 |
| (L) Subtotal General Appropriations (Items (H) and (K)) | 174,517,299.46 | 181,504,379.08 |
| (M) Reserve for Uncollected Taxes | 18,136,600.00 | 17,005,300.00 |
| 9. TOTAL GENERAL APPROPRIATIONS | 192,653,899.46 | 198,509,679.08 |
| <u>DEDICATED WATER UTILITY BUDGET</u> | | |
| 10. <u>DEDICATED REVENUES FROM WATER UTILITY</u> | | |
| Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services: | | |
| Newark Housing Authority | 630,000.00 | -0- |
| Newark Housing Authority | 170,000.00 | -0- |
| Deficit (General Budget) | 990,320.63 | 1,952,820.63 |
| Total Water Utility Revenues | 11,390,615.13 | 11,553,115.13 |

March 29, 1976

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11. APPROPRIATIONS FOR WATER UTILITY

| | <u>FROM</u> | <u>TO</u> |
|--|---------------|---------------|
| Commercial and Accounting - Water: | | |
| Salaries and Wages: | | |
| Other Salaries and Wages | 404,803.00 | 403,406.00 |
| Total - Salaries and Wages | 532,373.00 | 530,976.00 |
| Other Expenses: | | |
| Service by Contract or Agreement | 55,324.00 | 55,039.00 |
| Materials and Supplies | 15,404.00 | 16,549.00 |
| Equipment | 117.00 | 654.00 |
| Total - Other Expenses | 70,845.00 | 72,242.00 |
| Division of Water Supply | | |
| Other Expenses: | | |
| Fixed Charges and Miscellaneous Expenses | 1,044,699.00 | 1,207,199.00 |
| Total - Other Expenses | 3,864,546.00 | 4,027,046.00 |
| TOTAL WATER UTILITY APPROPRIATIONS | 11,390,615.13 | 11,553,115.13 |

BE IT FURTHER RESOLVED, that two copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1976 Local Municipal Budget as so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, March 30, 1976 and that said publication contain notice of public hearing on said amendments to be held in the Newark City Hall, Friday, April 2, 1976, at 11:00 A. M.

It is hereby Certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 29th of March, 1976.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

No: Councilman Tucker.

ADJOURNMENT.

12. A motion to recess this meeting to 11:00 A. M., Friday, April 2, 1976, was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

The City Clerk: The amendments to the 1976 Local Municipal Budget of the City of Newark will be published in the Star Ledger issue of March 30, 1976. Amendments will be submitted to the Division of Local Government Services, Department of Community Affairs.

March 29, 1976

1085

This meeting stands recessed to 11:00 A. M., Friday, April 2, 1976 for the purpose of holding a hearing on the amendments to the Local Municipal Budget for the Year 1976 and to adopt the 1976 Local Municipal Budget of the City of Newark, as amended.

This meeting recessed at 4:30 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio

City Clerk

Frank D'Ascensio

Earl Harris

President



1086

A Special Meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:10 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meeting and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 29, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated March 26, 1976 from Mayor Kenneth A. Gibson requesting a special meeting of the Municipal Council for Tuesday, March 30, 1976 at 11:00 A. M. to consider the following issues:

- a) A resolution authorizing an auction of City-owned property for April 23, 1976.
- b) A resolution awarding a contract for the printing of the brochure for the auction of City-owned property.
- c) Resolutions deferred at the March 17th Council meeting which would provide for external transfers of reserved funds.

The City Clerk stated with respect to Item 2 in the Mayor's letter, this legislation has not been received but will be forwarded for Council's consideration at the April 7, 1976 meeting.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSE, ON APRIL 23, 1976, AT 11:00 A. M., AT THE MILITARY PARK BUILDING, 20 PARK PLACE, NEWARK, PURSUANT TO N.J.S.A. 40A:12-13 (a) AND AUTHORIZING ADVERTISING OF EXHIBIT A AND NOTICE OF FURTHER MEETING, MAY 5, 1976, AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

1087

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM THE OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, OTHER EXPENSES, MATERIALS AND SUPPLIES, PRINTING AND REPRODUCTION-\$1,340., COMMUNITY DEVELOPMENT ADMINISTRATION, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, PURCHASED SERVICES-\$50. TO OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-\$1,003., REPAIR AND MAINTENANCE-\$337., OFFICE OF ASSESSMENTS, SERVICE BY CONTRACT, PURCHASED SERVICES-\$50., TOTALLING \$1,390.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-c. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MISCELLANEOUS, EMPLOYEES FRINGE LIBRARY-\$42., TO DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MATERIALS AND SUPPLIES \$42.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-d. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND PARKS, RECREATION MAINTENANCE, OTHER EXPENSES, MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-\$7., RECREATION PROGRAMS, OTHER EXPENSES, SERVICE BY CONTRACT, OTHER EXPENSES-\$4,822. TO DEPARTMENT OF RECREATION AND PARKS, OTHER EXPENSES, GENERAL EQUIPMENT-\$7., RECREATION PROGRAMS, OTHER EXPENSES, MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$4,822., TOTALLING \$4,829.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-e.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,
DIVISION OF MOTORS, OTHER EXPENSES, SERVICE BY CONTRACT, REPAIR AND MAINTENANCE-\$49.,
MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$1,772., DEPARTMENT OF
ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MISCELLANEOUS, EMPLOYEE FRINGE-
LIBRARY-\$30,158. TO DEPARTMENT OF PUBLIC WORKS, DIRECTOR'S OFFICE, OTHER EXPENSES, OFFICE
MATERIALS AND SUPPLIES-\$49., DIVISION OF MOTORS, OTHER EXPENSES, MISCELLANEOUS REVOLVING
FUND, GASOLINE-\$1,772., VEHICLE MAINTENANCE-\$20,115. AND VEHICLES-\$10,003., TOTTALLING
\$31,979.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-f.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,
DIVISION OF STREETS AND SIDEWALKS, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-
\$674., DIVISION OF SEWERS, OTHER EXPENSES, MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-
\$510., TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF STREETS AND SIDEWALKS, OTHER EXPENSES,
MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$195., FUEL AND LUBRICANTS-\$48.,
PRINTING AND REPRODUCTION-\$431., DIVISION OF TRAFFIC AND SIGNALS, OTHER EXPENSES,
MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-\$510., TOTTALLING \$1,184.; PURSUANT TO N.J.S.A.
40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-g.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION
OF DATA PROCESSING, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, RENTS AND LEASES-
\$8,118., MATERIALS AND SUPPLIES, PRINTING AND REPRODUCTION-\$4,500., DEPARTMENT OF PUBLIC
WORKS, DIVISION OF TRAFFIC AND SIGNALS, OTHER SALARIES AND WAGES, CLERK STENOGRAPHER-
\$4,496. TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND SIGNALS, OTHER EXPENSES,
SERVICE BY CONTRACT OR AGREEMENT, UTILITIES-\$17,114.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

March 30, 1976

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-h.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, OTHER EXPENSES, MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$3,127., DIVISION OF WELFARE, OTHER EXPENSES, SERVICE BY CONTRACT, TRAVEL AND MEALS-\$3,769., DIVISION OF INSPECTIONS, OTHER EXPENSES, SERVICE BY CONTRACT, REPAIR AND MAINTENANCE-\$6. TO DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, OTHER EXPENSES, SERVICE BY CONTRACT, TRAVEL AND MEALS-\$1,015., UTILITIES-\$1,410., REPAIR AND MAINTENANCE-\$702., DIVISION OF WELFARE, OTHER EXPENSES, MATERIALS AND SUPPLIES, OFFICE MATERIALS AND SUPPLIES-\$2,278., PRINTING AND REPRODUCTION-\$513., DIVISION OF INSPECTIONS, OTHER EXPENSES, SERVICE BY CONTRACT, PURCHASED SERVICES-\$978., MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$6., TOTALLING \$6,902.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-i.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF WATER UTILITY, DIVISION OF WATER SUPPLY, OTHER EXPENSES, MATERIALS AND SUPPLIES, FUEL AND LUBRICANTS-\$6,680. TO DEPARTMENT OF WATER UTILITY, DIVISION OF WATER SUPPLY, OTHER EXPENSES, MISCELLANEOUS, WATER PURCHASES-\$6,680.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-j.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM LAW DEPARTMENT, SALARIES AND WAGES, MUNICIPAL PROSECUTOR-\$5,114., SENIOR LEGAL STENOGRAPHER-\$7,495., PRIVATE SECRETARY-\$6,885. TO LAW DEPARTMENT, OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT, PURCHASED SERVICES-\$15,077., MATERIALS AND SUPPLIES, GENERAL MATERIALS AND SUPPLIES-\$4,417., TOTALLING \$19,494.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilmen Tucker.

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7-R-k.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DATA

PROCESSING, OTHER EXPENSES, SERVICE BY CONTRACT, RENTS AND LEASES-\$3,000., MANDATORY
ITEMS, CONTRIBUTION-EMPLOYEES RETIREMENT SYSTEM-\$9,858. TO DEPARTMENT OF FINANCE,
REVENUE COLLECTIONS, OTHER EXPENSES, MISCELLANEOUS, UNCLASSIFIED PURPOSE-\$3,000. AND
MANDATORY ITEMS, CONTRIBUTION ERS, CITY LIBRARY-\$9,858., TOTALLING \$12,858.; PURSUANT
TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-1.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,

DIVISION OF MOTORS, SALARIES AND WAGES, MECHANICAL REPAIRMAN-\$26,230. TO LAW DEPARTMENT,
OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, PURCHASED SERVICES-\$26,230.; PURSUANT
TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by President Harris by the following votes:

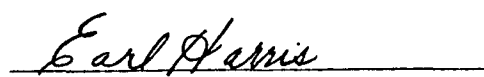
Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

This Special Meeting adjourned at 12:20 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 2:50 P.M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Martinez arrived 2:55 P.M.)

The City Clerk stated he was in receipt of communication dated March 31, 1976 from Council President Harris calling a Special Meeting of the Municipal Council for Wednesday, March 31, 1976 for the purpose of considering temporary emergency appropriations for the 1976 Local Municipal Budget, and discussion of pending and anticipated litigation concerning 707 Broad Street (2 Cedar Street).

President Harris stated, "In accordance with New Jersey P.L. 1975 Chapter 231, the Municipal Council is holding an emergency meeting for the purpose of considering temporary emergency appropriations for the 1976 Local Municipal Budget, and discussion of pending and anticipated litigation concerning 707 Broad Street (2 Cedar Street).

This meeting is required in order to deal with matters of such urgency and importance that delay for the purpose of providing adequate notice would be likely to result in substantial harm to the public interest.

This meeting will be limited to discussion and action with respect to the urgent and important matter indicated above.

Notice of this meeting has been posted in the basement of Newark City Hall, and telephoned to the Star Ledger and Elizabeth Daily Journal, mailed to all persons having prepaid for such service, and filed in the Office of the City Clerk this 31st day of March, 1976.

The Municipal Council could not reasonably have foreseen the need for such meeting at a time when adequate notice could have been given."

RESOLUTIONS.

7-R-a.

RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY
CALLING AN EMERGENCY MEETING OF THE MUNICIPAL COUNCIL FOR THE PURPOSE OF CONSIDER-
ING TEMPORARY EMERGENCY APPROPRIATIONS FOR THE 1976 LOCAL MUNICIPAL BUDGET, AND
DISCUSSION OF PENDING AND ANTICIPATED LITIGATION CONCERNING 707 BROAD STREET
(2 CEDAR STREET).

(Copy of resolution and correspondence submitted to each Member of the Council)

March 31, 1976

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A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION PROVIDING AN EMERGENCY TEMPORARY APPROPRIATION FOR THE 1976 TEMPORARY BUDGET IN THE AMOUNT OF \$25,868,524.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION PROVIDING AN EMERGENCY TEMPORARY APPROPRIATION AMENDING THE 1976 TEMPORARY BUDGET - DEDICATED WATER UTILITY, IN THE AMOUNT OF \$2,204,393.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

(Councilman Martinez arrived 2:55 P.M.)

7-R-d.

RESOLUTION TO EXCLUDE PUBLIC TO DISCUSS PENDING AND ANTICIPATED LITIGATION CONCERNING 707 BROAD STREET (2 CEDAR STREET).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS

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7-M-a.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED THE NECESSARY

AMENDMENT TO PROVIDE FUNDS FOR REINSTATEMENT OF PERMANENT INSPECTORS FOR THE
BALANCE OF THE CALENDAR YEAR 1976 AND TO REMOVE FROM THE BUDGET THE APPROPRIATION
OF \$1,148,000. WITH RESPECT TO TITLE X E.D.A. PROJECT WHICH SUM OF MONEY WILL
BE PROVIDED FOR AFTER THE BUDGET HAS BEEN ADOPTED BY MEANS OF A BUDGET INSERTION
 was made by Councilman Allen, seconded by Councilman Bottone.

Councilman Martinez expressed his concern about layoff of inspectors. He noted there are many unlicensed inspectors and felt this practice should not exist. He added, Council should exercise every effort to continue the services of these inspectors.

Councilman Tucker pointed out it is the intention of the Council to resolve the question with respect to inspectors as there is some problem in regard to civil service status. The Council is awaiting a legal opinion and it should be made clear Council is making an official move to relate to the needs of the Division of Inspections to insure that not only the employees but services are not eliminated from the City budget.

Councilman James stated he is concerned with respect to the retention of inspectors. He pointed out there was the problem of the possibility of the loss of pension for these employees and the question that arose as to whether these employees should be part of the Municipal budget or the Federal program. He felt the permanent employees should be in the Municipal budget, paid for by Municipal appropriation so that they would not have to worry whether their program will be funded from year to year. Councilman James concluded stressing the importance of code enforcement and the part played by inspectors.

Councilman Carrino opined Administration and Director of Health and Welfare should be brought to task for their original plan of eliminating the entire inspection department from the City budget in January of this year. He felt this was a total disregard with respect to the operation of the city and he stressed the importance of the Inspection Department whose elimination would be a disgrace for the City.

Councilman Allen expressed the thought he was happy to see his fellow Councilmen insure the continuation of the Inspection Department which played such a vital part in the maintenance of health in the City of Newark. He was happy to see that ways and means of bringing back these permanent employees was being effected by the Council.

Councilman Giuliano expressed his delight in seeing that this essential service of inspections which Administration was trying to eliminate is being

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saved by the Council. He stressed the City inspectors are dedicated and loyal employees who have given their life blood for their work in the City.

Councilman Bottone stated he was happy to see an injustice being righted and felt the inspectors have done a tremendous job in their contribution to the City and he was happy to be a part of the decision being made by the Council.

Councilman Villani stated it would have been a disaster if these employees many of whom have worked 25-30 years would have been laid off. She said she was proud to vote in favor of their retention.

President Harris pointed out by their action the Council is saying to the City they are looking for performance and want to recognize the fact that people who have given their lives in dedication to the City are most deserving to remain and he trusted they will make many more contributions for the betterment of the City in the years ahead.

The motion directing the City Clerk to have prepared the necessary amendment to provide funds for reinstatement of permanent inspectors for the balance of the calendar year 1976 and to remove from the budget the appropriation of \$1,148,000. with respect to Title X E.D.A. project which sum of money will be provided for after the budget has been adopted by means of a budget insertion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

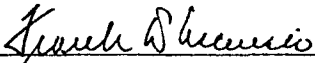
ADJOURNMENT.

A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by President Harris by the following votes:


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This Special Meeting adjourned at 3:10 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

A recessed meeting of the March 29, 1976 meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:25 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 2, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk: This is the date, the time and place of the hearing on the amendments to the Local Municipal Budget of the City of Newark for the Year 1976, as advertised in the March 30, 1976 issue of the Star Ledger, a hearing was established, held and closed on the 29th day of March, 1976 on which date the Municipal Council amended the Budget and ordered the amendments to be published in the Star Ledger issue of March 30, 1976. The amendments were so advertised. The Council further ordered that a hearing on these amendments shall take place on the 2nd day of April, 1976 in the Council Chamber, in the Newark City Hall at 11:00 A. M., or as soon thereafter as Council can convene.

The amendments were submitted to the Division of Local Government Services, Department of Community Affairs on March 20, 1976.

This being the date, time and place set for the hearing on the amendments to the Budget of the City of Newark for the Year 1976, as advertised, the President is respectfully requested to declare open the hearing on the amendments.

President Harris: The hearing on the amendments to the Budget of the City of Newark for the Year 1976, as advertised, is now declared open.

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The following speakers addressed the Municipal Council with respect to the amendments to the Local Municipal Budget of the City of Newark for the Year 1976:

MR. GEORGE REED, JR., 134 BELMONT AVENUE, NEWARK, NEW JERSEY.

MR. KENNETH WOODARD, 33 HEDDEN TERRACE, NEWARK, NEW JERSEY.

MR. DEREK EDLEY, 56 WEST KINNEY STREET, NEWARK, NEW JERSEY.

MR. JAMES BENJAMIN, 169 SHERMAN AVENUE, NEWARK, NEW JERSEY.

Councilman Tucker stated the figures we are dealing with and the figures the Board of Education is dealing with are distinctly different, so that his figures, at this time, are approximate. The funds that must be put back, based on the fact that it violates the State Statute, amounts to \$2.2 million, so what we would submit to the Board of Education, funds earmarked for the Board, would be \$22,628,445.50. That is the amount of money the taxpayers of the City of Newark are putting in for education. We do not know the exact corresponding amount of what State funds would be made available. All we are dealing with is approximate, so the Board of Education instead of having an operational budget, which was in the past \$115 million, it would have been a \$9 million cut over last year. What the new funds would mean, if the Board of Education would have an approximate \$120 million budget, would be a \$4 million cut, so instead of dealing with a \$9 million cut, which were dealing with on Monday, we are now talking about a \$4 million cut in the Board of Education Operation Budget.

Councilman Bottone questioned how could the Board of Education justify the cost of \$700,000. to take over the School Crossing Guards when they have not even received their first pay and when it cost the City \$400,000.? They already have fringe benefits, raises and additional School Crossing Guards. We do not want to see anyone laid off and we do not want to see anyone hurt, but is this not an injustice, a \$300,000. raise overnight? The Board of Education has consultants. Three positions were established recently, amounting to \$70,000. These three little items amount to \$12 million. Councilman Bottone hoped that people would go to Board of Education meetings and question why these moves were made. Why does it always have to fall back on this body to justify a wrong that was done by someone else?

Councilman Martinez felt many of these areas can be covered by attending Board of Education meetings, expressing concern to the Board of Education and watching their spending. He called attention to the Master Pay Grade Schedule adopted by the Personnel Director of the Board of Education granting salary increases over a five year period. Reviewing this plan, he concluded it would cost the City of Newark, or the Board of Education, \$9 million to \$10 million in salary increases to Board of Education employees. This is not going to educate our children. Going back years Newark Schools were rated

April 2, 1976

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No. 1 in the nation. The entire budget was \$41 million and the tax rate was \$5.69.

We continuously say let us give more money. What is happening since we have been giving them more money? We have now tripled the budget somewhere in the area of \$125 million, our tax rate is double and our children are not coming out first in the nation any more, they are coming out the worst in the nation. Councilman Martinez concluded taking all these facts into consideration, he is certain money alone is not the answer to educate our children.

No one else appearing, a motion to close the hearing on amendments, as advertised, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

The City Clerk presented memorandum dated April 1, 1976 from External Auditor George Huss stating, "As per telephone conversation between Mr. James O'Connor of the Division of Local Government Services, George Huss and George Fitzsimons, we were advised that the local share of the school budget for the school fiscal year had to be fixed and determined at 1½% of the assessed valuation of the ratables of the municipality in accordance with N.J.S.A. 18A:22-17, and court decision. Mr. O'Connor stated that the budget will not be certified pending the receipt of a correcting resolution."

RESOLUTIONS.

7-R-a. RESOLUTION RESCINDING RESOLUTION 7-R-i, MARCH 29, 1976, "RESOLUTION APPROPRIATING THE SUM OF \$6,344,091.50 FOR THE USE OF PUBLIC SCHOOLS FOR FIRST HALF OF SCHOOL YEAR 1976-1977 AND \$13,693,931. FOR SECOND HALF OF SCHOOL YEAR 1975-1976.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION FIXING AND DETERMINING THE SUM OF \$17,869,029. AS THE AMOUNT OF MONEY NECESSARY FOR USE OF PUBLIC SCHOOLS FOR 1976-1977 SCHOOL YEAR AND APPROPRIATING THE SUM OF \$8,934,514.50 FOR THE USE OF PUBLIC SCHOOLS FOR SCHOOL YEAR 1976-1977 AND \$13,693,931. FOR SCHOOL YEAR 1975-1976.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

April 2, 1976

Councilman Allen and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION FURTHER AMENDING THE BUDGET FOR THE YEAR 1976 AS APPROVED MARCH 1,

1976.

WHEREAS, the local municipal budget for the year 1976 was approved on the First day of March, 1976; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, the approved budget was amended on March 29, 1976 and a public hearing on said amendment was held as advertised; and

WHEREAS, it is desired to further amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex that the following additional amendments to the approved budget of 1976 be made:

ANTICIPATED REVENUES:

FROM

TO

3. Miscellaneous Revenues:

Special Items of General Revenue
Anticipated with Prior Written Consent
of Director of Local Government Services:

HUD Title X - EDA Project 1,148,000.00 -0-

TOTAL MISCELLANEOUS REVENUES 121,166,178.27 120,018,178.27

4. Receipts from Delinquent Taxes 6,000,000.00 7,725,000.00

5. Subtotal General Revenues
(Items 1,2,3 and 4) 127,166,178.27 127,743,178.27

6. Amount to be Raised by Taxes for
Support of Municipal Budget:

(a) Local Tax for Municipal
Purposes including Reserve
for Uncollected Taxes 66,074,910.56 64,788,561.56

Total Amount to be Raised by Taxes
for Support of Municipal Budget 71,343,500.81 70,057,151.81

7. TOTAL GENERAL REVENUES 198,509,679.08 197,800,330.08

8. GENERAL APPROPRIATIONS:

DEPARTMENT OF HEALTH AND WELFARE:

Division of Health:

(Board of Health - Local Health Agency)

Salaries and Wages:

Assistant Chief Sanitary Inspector

Contagious Disease

Other Salaries and Wages

3,754.00 12,776.00

744,407.00 744,407.00

Total - Salaries and Wages 1,587,727.00 1,596,749.00

April 2, 1976

| 8. GENERAL APPROPRIATIONS (Continued) | FROM | TO |
|--|----------------|----------------|
| DEPARTMENT OF HEALTH AND WELFARE: (Continued) | | 1099 |
| Division of Inspections: | | |
| Salaries and Wages: | | |
| Assistant Chief Inspectors | 61,812.00 | 79,694.00 |
| Other Salaries and Wages | 754,767.00 | 977,414.00 |
| Total - Salaries and Wages | 975,138.00 | 1,215,667.00 |
| TOTAL - DEPARTMENT OF HEALTH AND WELFARE | 9,185,332.00 | 9,434,883.00 |
| SPECIAL ITEMS OF APPROPRIATION: | | |
| U.S. Department of Housing and Urban Development: | | |
| Title X EDA Project (9063) | 1,148,000.00 | -0- |
| TOTAL - SPECIAL ITEMS OF APPROPRIATION | 32,151,213.21 | 31,003,213.21 |
| Total Operations (Item 8(A)) | 124,983,332.71 | 124,084,883.71 |
| Total Operations Including Contingent | 124,983,332.71 | 124,084,883.71 |
| Detail: | | |
| Salaries and Wages | 60,854,480.50 | 61,104,031.50 |
| Other Expenses (Including Contingent) | 64,128,852.21 | 62,980,852.21 |
| (H) Total General Appropriations for Municipal Purposes (Items 8(A) to (G) inclusive | 168,992,200.08 | 168,093,751.08 |
| (L) Subtotal General Appropriations (Items (H) and (K)) | 181,504,379.08 | 180,605,930.08 |
| (M) Reserve for Uncollected Taxes | 17,005,300.00 | 17,194,400.00 |
| 9. TOTAL GENERAL APPROPRIATIONS | 198,509,679.08 | 197,800,330.08 |

BE IT FURTHER RESOLVED, that two copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1976 Local Municipal Budget as so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, April 3, 1976 and that said publication contain notice of public hearing on said amendments to be held in the Newark City Hall, April 6, 1976, at 11:00 A. M.

It is hereby Certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 2nd of April, 1976.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris stated this body has worked diligently long hours, over a period from January 15 to date, and deliberations have been dealing with the City's Operating Budget for the Year 1976. This body cut in excess of \$8.5 million from the budget submitted to the Council by Administration. We had a projected tax rate of

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\$9.90 to submit which meant that the residents of the City of Newark had actually had a reduction. This not only affects those who pay taxes in the City of Newark but affects those who pay rent because a property owner who gets a tax increase will pass it on to those who pay rent.

President Harris declared it is unfortunate that the residents of the City of Newark have been strapped by archaic legislation on a State level. It will have further ramifications in the future and he thinks it is incumbent upon him, and he is going to take some action as it relates to talking to some leaders in the State Legislature because he sees difficulty in terms of the residents of the City because the City of Newark is faced with a revaluation of properties. If we are mandated to continue to live by the archaic law, as expounded by the City Clerk, and there is a change in the valuation of properties in the City of Newark, it will be tantamount to giving to the Board of Education in the years to come, assuming that revaluation is finalized, a blank check. This is bad for the residents of the City of Newark, bad for those who own property and those who pay rent. It is incumbent upon us to talk to our Legislative leaders to see that some serious consideration is given to us to amend the existing State Statute.

Councilman Tucker called attention a few years ago in the Robinson versus Cahill decision, it was proposed by the New Jersey State Supreme Court that financing of education was the prime responsibility of the State Government. With the proposed graduated income tax proposed by the Governor and approved initially by the Assembly and subsequently defeated in the Senate, the original plan was to take on the total responsibility of education. Councilman Tucker felt that ultimately, if we are talking about not just the fiscal solvency of Newark but of all large metropolitan areas in the State of New Jersey, that that is going to have to take place. If it does not take place, then it will, to a great degree, put Newark in an awkward position of having educational needs without necessarily having the financial resources to be able to deal with it. Councilman Tucker felt their focus should primarily be in the area of interacting with the State Legislature to insure that they take over the total cost of education, because if that does not take place, then it puts the City, especially the City Council, in a position of attempting to balance a confiscatory tax rate which cannot be balanced against providing quality educational services to children of the City of Newark. The problem clearly rests within the hands of the State Legislature and he is hopeful that we can at least address it in that kind of a way.

ADJOURNMENT.

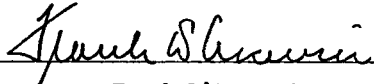
12. A motion to recess this meeting to 11:00 A. M., Tuesday, April 6, 1976, was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

The City Clerk: This meeting is recessed for public hearing on amendments, as introduced. This meeting is recessed to 11:00 A.M., Tuesday, April 6, 1976, at which time the Budget of the City of Newark for the Year 1976 in its final form, as amended, will be considered for adoption.

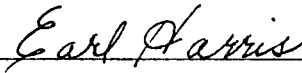
This meeting recessed at 1:10 P. M.

APPROVED:



 Frank D'Ascensio

 City Clerk



 Earl Harris

 President



Newark, New Jersey, April 6, 1976

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A recessed meeting of the April 2, 1976 meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:20 A. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Giuliano, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Carrino arrived at 11:30 A. M.

Councilman Martinez arrived at 11:40 A. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 5, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk: This is the date, the time and place of the hearing on the amendments to the Local Municipal Budget for the City of Newark for the Year 1976, advertised in the April 3, 1976 issue of the Star Ledger. The Council further ordered that a hearing on these amendments shall take place on the 6th day of April, 1976 in the Council Chamber in the Newark City Hall at 11:00 A. M., or as soon thereafter as the Council can convene.

The amendments were submitted to the Division of Local Government Services, Department of Community Affairs on April 2, 1976.

Approval of these amendments have been received.

This being the date, time and place set for the hearing on the amendments, as advertised April 3, 1976, the President is respectfully requested to declare open the hearing on these amendments.

President Harris: The hearing on the amendments to the Budget of the City of Newark for the Year 1976, as advertised April 3, 1976, is now declared open.

The following speakers addressed the Municipal Council with respect to the amendments to the Local Municipal Budget of the City of Newark for the Year 1976:

MR. S. GEORGE REED, 138 SOUTH TENTH STREET, NEWARK, NEW JERSEY.

April 6, 1976

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(Councilman Carrino arrived at 11:30 A. M.)

MR. MARIO GRANDE, 538 SUMMER AVENUE, NEWARK, NEW JERSEY, representing North Ward Community Relations.

No one else appearing, a motion to close the hearing on the amendments, as advertised, was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

(Councilman Martinez arrived at 11:40 A. M.)

The City Clerk read:

SUMMARY OF REVENUES

1. GENERAL REVENUES

| | |
|-----------------------------------|------------------|
| Surplus Anticipated | ----- |
| Miscellaneous Revenue Anticipated | \$120,018,178.27 |
| Receipts from Delinquent Taxes | 7,725,000.00 |

| | |
|--|---------------|
| 2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 7) | 64,788,561.56 |
|--|---------------|

3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY

| | |
|--|---------------|
| Item 6, Sheet 28 | 22,628,445.50 |
| Item 6 (b), Sheet 7 (N.J.S. 40A:4-14) | 5,268,590.25 |
| Total Amount to Be Raised by Taxation for <u>Schools in Type I</u> School Districts only | 27,897,035.75 |

4. To be added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY

| | |
|---------------------------------------|------------------|
| Item 6 (b), Sheet 7 (N.J.S. 40A:4-14) | ----- |
| Total Revenues | \$220,428,775.58 |

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS

| | |
|---|------------------|
| (a & b) Operations Including Contingent | \$124,084,883.71 |
| (c) Capital Improvements | 1,110,565.00 |
| (d) Municipal Debt Service | 12,783,738.00 |
| (e) Deferred Charges and Statutory Expenditures - Municipal | 24,235,312.96 |
| (f) Judgments | 325,000.00 |

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| | |
|--|--------------------------------|
| (g) Cash Deficit | 1104 \$ 5,554,251.41 |
| (k) For Local District School Purposes | 12,512,179.00 |
| (m) Reserve for Uncollected Taxes (Include Other Reserves, if ANY) | 17,194,400.00 |
| 6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13) | 22,628,445.50 |
| Total Appropriations | \$220,428,775.58 |

A motion to adopt the Budget of the City of Newark for the Year 1976 in its final form, as amended, was made by Councilman Carrino, seconded by President Harris.

Councilman Allen stated the Council worked many hours trying to keep the tax rate as low as they possibly could. He realizes it is a burden upon the taxpayers of the City of Newark, but under the circumstances, in order to render essential services, such as health inspectors and other areas, the Council had no other choice but to raise the tax rate to \$10.00 per \$100.00.

Councilman Bottone stated he carefully scrutinized all of the budget figures and is convinced the Municipal Council has closely gone over each and every item carefully. He is satisfied with the reduction in the tax rate from the one originally projected by the Administration's proposed budget. Councilman Bottone stressed the Municipal Council will maintain a policy of keeping new positions and salary scales at a minimum, and the Council will keep a continuous check and balance system in effect on all emergency appropriations, contracts and other potentially unnecessary expenditures that might come before the Council. Councilman Bottone assured his constituents in the West Ward and all City residents that the Municipal Council will keep the tax rate at a minimum. He added the budget includes "necessities, not extras."

Councilman Carrino said it was through the efforts of this Council working together that they eliminated a \$17 million budget deficit. As everyone knows, the Council had the tax rate down to \$9.90 until the State came in with an archaic law which required them to put money back in the Board of Education Budget. However, in light of the everyday situation throughout the country, with inflation, etc., the tax rate was only raised 6 points this year. He thinks this is a tribute to the Council in general. The Council did start off with a proposed tax rate of \$11.76 and came down to \$10.00. The Council does not feel that any of the vital services will be hurt by this, but the "fat" in the budget has been eliminated.

Councilman Giuliano agreed with Councilman Carrino. The Council has worked hard for many hours to keep the tax rate down. The Administration's Budget was nearly \$12.00. He is going to vote for this budget reluctantly. Councilman Giuliano felt this is a difficult budget to understand because none of the departments have itemized

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spending and there is too much overtime which could be done during working hours. He maintained the Council should have a breakdown on all Miscellaneous Expenses and all contracts given without Council approval. Councilman Giuliano recommended the City Clerk request the Business Administrator to forward a list of all temporary employees in the City of Newark indicating name, title and salary of said employees. He declared the Council cuts the budget and the Administration lays off dedicated Civil Service employees. Temporary employees should be the first to be laid off.

Councilman Martinez said it was very disappointing receiving the budget from Administration with an anticipated tax rate of almost \$12.00. In the East Ward where they pay over 50% of Newark taxes and continue to renovate their properties, they would pay more with a tax rate of almost \$12.00. Councilman Martinez said he is proud his colleagues cut out a lot of "fat" and took a stand for the citizens of Newark, to keep the tax rate as low as possible, retaining vital services for the citizens of Newark. He assured the Municipal Council will continue their watchdog activities on any and all excessive spending.

Councilman Tucker joined his colleagues in dealing with the actual proposed budget submitted by the Mayor and the cuts that have taken place to get it down to this particular level. They are now dealing with an approximate \$10.00 tax rate. Councilman Tucker related one of the points which directly affects the budget, and he made a major statement on it in the past and the Council joined him in that effort, is contract services. In contract services, and this comes under what he refers to administrative discretion, we find we are seeing that to a great degree we are laying off long time employees and in turn contracting out services which will cost more money. He does not know whether or not this is directly attributable to any particular plan of action by the City Administration or the Mayor, but the fact still remains when we put things out on contract basis, it puts us in a very awkward position. Councilman Tucker felt our whole theme should be, in dealing with the budget and how the City is run, to develop the in-house capabilities to handle any and all services that need to be rendered. Thus in looking at the budget, we will be in a better position to understand and clearly define the things we want to see accomplished. Councilman Tucker reiterated it is a job well done but we still have to go further and interact in the recommendations that the Mayor has submitted in relation to contract services.

Councilwoman Villani stated along with the leadership of the Council President and the cooperation of the Members of the Council, she is also happy to see that the Council did cut the budget down from an almost \$12.00 projected figure to \$10.00. Councilwoman Villani thanked the City Clerk and his Staff for working close with the

Council. She noted one expression some of the Council Members used today, and she must say that all through budget hearings, one thing Council President Harris kept saying was "We have got to cut the fat," and that is what the Council has done.

President Harris stated, "I am far from satisfied with this final tax rate of \$10.00. It is especially disappointing to me personally after working so many hours with my colleagues over a period of two months to keep a tax rate at a level where it would not cause an unnecessary hardship on the property owners and tenants in Newark.

Unfortunately, State law dictates that our Board of Education Budget must be 1.5% of our total assessed property, a practice I question, especially since I have been told by the City Tax Assessor's Office that Newark will have foreclosed on 5,000 properties by the end of this year, and we have to set the 1976-1977 School Budget on property assessed prior to April 1, 1976.

When we learned of the State mandate, I personally sat with the outside Auditors and Council Staff in going over every item in the proposed budget. I made cuts which enabled the tax rate to rise only 10 points above the originally projected \$9.90 per \$100.00 of assessed valuation. By doing so, I had to consider areas which would not seriously affect the delivery of services.

Under my guidance, we have tried to keep the tax rate as low as possible.

I still question the mandated increase in the Board of Education Budget, and have asked our Legal Counsel to consider petitioning the State to live up to its court mandated obligation to provide a thorough and efficient education to each and every one of our school children, not to make that responsibility the duty of the already overburdened Newark taxpayer."

The motion to adopt the Budget of the City of Newark for the Year 1976 in its final form, as amended, made by Councilman Carrino and seconded by President Harris, was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

No: Councilman Tucker.

A motion directing the City Clerk to forthwith forward two copies of this Adopted Budget to the New Jersey State Division of Local Government Services in Trenton and one copy to the Essex County Tax Board, as by Statute required, was made by Councilman Giuliano, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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1107 ADJOURNMENT.

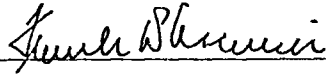
12.

A motion to adjourn this meeting was made by Councilman Martinez, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

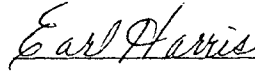
This meeting adjourned at 1:50 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, April 7, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend B. F. Johnson, Metropolitan Baptist Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

A motion to consider Resolution 7-R-bz at this time, was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION HONORING THE EFFORTS OF THE NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR ITS LEADERSHIP AS A POSITIVE FORCE IN THE BUILDING OF THE "NEW NEWARK" AND AS HONOREE OF OUR NATIONAL GOVERNMENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, President Harris.

Councilman Carrino read the following resolution in full:

WHEREAS, the City of Newark as a part of its bicentennial observance seeks to give recognition and promote not only the outstanding achievements of our 310 year history as a city but also those community achievements in 1976 which exemplify the "New Newark".

WHEREAS, The American Revolution Bicentennial Administration and the United States Department of Housing and Urban Development have joined resources to sponsor a national Horizons on Display program as a part of our National Bicentennial Observance.

WHEREAS, considering nominations from mayors, public officials, government department heads and private citizens, the Horizons on Display program selected 200 finalists nationally from among more than 1400 national nominations.

WHEREAS, in New Jersey, five organizations were honored and one of those organizations is located in the City of Newark, The North Ward Educational and Cultural Center.

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WHEREAS, The North Ward Educational and Cultural Center, has been serving the City of Newark for the past six years with projects serving age groups from early childhood to senior citizens and including social service programs.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY that they honor the efforts of this organization, the North Ward Educational and Cultural Center for its leadership as a positive force in the building of the "New Newark" and as honoree of this prestigious commendation by our national government.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Mr. Stephen N. Adubato founder and executive director of the North Ward Educational and Cultural Center on behalf of the entire organization.

President Harris called on each Member of the Council to be heard.

Councilman Carrino said he would like to commend Steven Adubato and everybody present for providing a real vital moving force in the North Ward. We have been behind in many areas of social services and functions and the North Ward Educational and Cultural Center has bridged the gap to the point where we do have a vital functioning organization in the North Ward. It makes him proud to be part of that organization and to be part of the representation of a ward that provides services such as the North Ward Educational and Cultural Center and he thanked everybody for spending the time to come down here today to receive this honor.

Councilman Tucker said he would like to highlight the points made by Councilman Carrino and say the kind of social service which is provided by the North Ward Educational and Cultural Center is something that is needed not only in the North Ward of the City but throughout all Wards of the City of Newark. He thinks the kind of comprehensive programming not only dealing with senior citizens programs but also youth programs and interacting with young adults is a prime example of what can be done within the City which is on the move. Often people have a tendency to try to say there are many, many negative things happening within the City of Newark but he would like to say that what we are doing here today and what you have done in your involvement with the program and activities of the cultural center is a very positive aspect and really deals with the birth of the City of Newark. When we start looking at the City of Newark and we look directly at each other we are looking at the future because we are dealing with the aspirations, the feelings, the desires and the activities that what all of us are all about. He thinks actions such as these are ones that are very positive and will to a great degree move Newark forward. Again, he not only salutes the members who are involved but Mr. Adubato who has done a beautiful job dealing with an up hill fight.

Councilwoman Villani said as a Councilwoman of the City of Newark and as a resident especially of the North Ward she is extremely proud to share this day with him. The people in the audience who took time out to come here and honor Mr. Adubato have worked along with him and are here today with a great deal of pride. She as a

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resident of the North Ward, sits here, not as a Councilwoman at this moment, but with them out there, she is also especially proud of Steven Adubato today.

Councilman Martinez said it is a pleasure and an honor to bestow this honor on the North Ward Educational and Cultural Center today and its fine director, Steven Adubato. Through personal experience he thinks the North Ward Educational and Cultural Center without a doubt is the greatest in the City and his feelings he thinks is probably the greatest in the State and this is the greatest program and the greatest cultural center in the State and this is the greatest program and the greatest cultural center in the Nation. Whenever the programs of the North Ward Cultural Center ever appeared on the agenda it was a very simple task to vote for approval for any of the programs proposed by the North Ward Educational and Cultural Center. He is looking forward to establishing a similar program in the East Ward and will come to Steven Adubato for his expertise and guidance.

Councilman James stated he had the pleasure of knowing Mr. Steven Adubato personally, they taught together at a Newark School and he also worked together with Mrs. Adubato under the Administrators of the North Ward Educational and Cultural Center and also had the pleasure of working at West Side. He is happy that we are fortunate to talk about some good news in our City. The bad news always seems to come to the surface and hit the front page and he hopes today the recognition and the honors being bestowed upon the Center will certainly be carried by the media. He personally congratulates Mr. Adubato, the staff and the administrators of the North Ward Educational and Cultural Center to continue the good in troubled times. He has watched very proudly their participation not only in the activities in the North Ward but when they had the Leaguers Affair honoring the late Dr. Martin Luther King and others, the North Ward participated on a very cold day, participated in the Crispus Attucks Parade and he is happy that the youth services took forth, not only in this community but to the total good of the City of Newark. At a time when we do not have enough money, at a time when society seems to have lost the milk of human kindness he is quite sure the exemplary record of the North Ward Educational and Cultural Center will help pull Newark through and in the future we can all stand side by side for a better Newark. Again, he congratulated Mr. Adubato for continued success.

Councilman Allen congratulated the people from the North Ward for a beautiful job in putting a program together. He knows it takes dedicated people to make a program like this become a reality. He went through that several years ago in the South Ward and now in the Central Ward and he knows that it takes a lot of restless nights and days

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to make a program like this a reality but in the end they have done something that is really needed and which is overdue. Programs like this not only bring the people in the North Ward together but brings the people of the City of Newark together. He congratulated them again and added if we have people like this we would have a better community in which to live in.

Councilman Bottone also added his congratulations in saying when this program came to the Council he voted for it hoping it would succeed and that it would be an asset to the City. When this comes up for refunding he does not think they all have to come down, they could be assured it will be re-funded. At the same time, Steven Adubato sits up here and certainly no program can be directed unless you have a good director, he sits up here for the purpose of being told that he did a wonderful job but at the same time Councilman Bottone congratulated each and everyone in the audience because if it wasn't for them he would have nothing to direct. The people really did a wonderful job for the City and are certainly an asset and he is very proud that he was able to help them and he will continue to help the North Ward Educational and Cultural Center.

President Harris said he wanted to take the opportunity to inform the audience that one of the Members of the Council is missing today, Councilman Anthony Giuliano and most of those perhaps know him and know of the illness of his granddaughter and that is the reason why he is not present here today.

President Harris congratulated Mr. Adubato personally and congratulated each and every person that participates in the North Ward Educational and Cultural Center. Recently Councilman Martinez and he along with 180 other elected officials visited Russia and he said that this could not happen in Russia what is happening in Newark. It was heart warming and delightful to set foot back on American soil. He congratulated Mr. Adubato for doing a tremendous job and he asks that God continue to be with him, give him added strength along with those who participate with him. He congratulated Mr. Adubato further, because his endeavors have been such it is really a message to the residents of this City and that message is very simple that if Newark is to survive as one of the great City's in America, Newark must survive together. People together, this City cannot survive in armed conflict. The City cannot survive, people against people and he is making this sort of contribution to the City of Newark, the contribution to the State of New Jersey and contribution to our nation, which we all love.

Councilman Carrino said on behalf of the Council he would like to acknowledge the presence of Assemblyman Michael Adubato.

Mr. Steven Adubato said there is nothing more exciting than being a citizen of Newark and especially in the North Ward. He is so proud of being a Newarker, an American, so proud of the Council and all of us. There is of course tomorrow's troubles but today

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there is a lot of joy and it is because of you, out there in the audience. They are from 2½ years of age up to the 80's. This City Council, all the Members here, without you we could not have accomplished the things we did and without your cooperation in the future our future could not be brighter than today and he wants to thank the Members of the Council, especially his North Ward Councilman who has been very generous to the North Ward Center. He has been very serious when we have come to him to analyze the needs of our North Ward community. The Council President again is someone whom he has been able to turn to, perhaps the most important thing he has to say is that in our experience in the North Ward Educational and Cultural Center no one has never made a decision about us that concerned racial consideration. The black members of this City Council have shown us the kindness and humanism that the residents of the North Ward do everyday. What he is saying that we have had an experience that maybe should not be unique that we have had the full cooperation of the leadership of this City. We have made many mistakes and certainly some of you have witnessed me here and he hopes we learn from those mistakes. All of us he is sure realize if we can come together like this and have a moment of joy this is much better than some of the problems that we face. Lets learn something from this experience and he hopes that together this bright day, a beautiful day inside and outside of Newark, could last forever.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 31, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented 1975 ANNUAL REPORT OF THE OFFICE OF THE CITY CLERK.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-b. The City Clerk presented 1975 ANNUAL REPORT OF NEWARK CIVIL DEFENSE-DISASTER CONTROL.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
President Harris.

4-c. The City Clerk presented ANNUAL REPORT BY CHIEF ENGINEER S. A. LUBETKIN TO THE PASSAIC VALLEY SEWERAGE COMMISSIONERS FOR OPERATIONS DURING THE YEAR 1975.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-d. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-e. The City Clerk presented REPORT OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTHS OF JANUARY 1, 1975 THROUGH DECEMBER 31, 1975.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-f. The City Clerk presented REPORT OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF FEBRUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-g. The City Clerk presented REPORT OF MUNICIPAL COURT, PART VI, FOR THE MONTH OF FEBRUARY, 1976.

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A motion that the Report be received and placed on file was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,

Villani, President Harris.

- 4-h. The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM FEBRUARY 23, 1976 TO FEBRUARY 27, 1976 AND FROM MARCH 1, 1976 TO MARCH 5, 1976 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-38 AND H-C/D/A FROM MARCH 8, 1976 TO MARCH 12, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS FROM FEBRUARY 23, 1976 TO FEBRUARY 27, 1976 AND FROM MARCH 1, 1976 TO MARCH 5, 1976 AND FROM MARCH 8, 1976 TO MARCH 12, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,

President Harris.

- 4-i. The City Clerk presented REPORT BY EDWARD P. DECHER, EXECUTIVE DIRECTOR OF THE JOINT MEETING (SEWAGE COMMISSION) RELATING TO INFILTRATION/INFLOW STUDIES INDICATED BY UNITED STATES ENVIRONMENTAL PROTECTION AGENCIES PERCENTAGE OF COST OF STUDY MUST BE BORNE BY CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,

President Harris.

- 4-j. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD FEBRUARY 25, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,

President Harris.

- 4-k. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD FEBRUARY 25, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,

President Harris.

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4-l. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD FEBRUARY 25, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-m. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE HELD FEBRUARY 19, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-n. The City Clerk presented FINAL EVALUATION REPORT ON NEWARK'S 1975 SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH, PREPARED BY MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING, MARCH 15, 1976.

(Copy submitted to each Member of the Council)

A motion to receive the Evaluation Report and staff study be made for report to the Council was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-o. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD FEBRUARY 25, 1976.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-p. The City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS FOR THE MONTHS OF JANUARY AND FEBRUARY, 1976.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-q. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 18, 1975.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

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4-r. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 30, 1975.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-s. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JANUARY 13, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

4-t. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD FEBRUARY 11, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The City Clerk read APPLICATION OF ST. JOHN'S UKRAINIAN CATHOLIC CHURCH (ARCHBISHOP OF THE UKRAINIAN GREEK CATHOLIC DIOCESE, OWNER); TO PERMIT IN A 1ST BUSINESS DISTRICT STRUCTURAL ALTERATIONS TO BUILDING HAVING NO REAR YARD TO BE USED FOR SCHOOL PURPOSES; ON PREMISES 768-772 SANDFORD AVENUE.

(Vote of Board of Adjustment 4-0)

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The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

Councilman Bottone stated for the record that as Councilman Martinez in the East Ward is very proud of his Portugese constituency and Councilman James in the South Ward who is very proud of his constituents and as you saw a demonstration today of the North Ward he would like to say St. John's Ukrainian Catholic Church in the West Ward is certainly a stabilizing influence in this part of the City.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF CAR WASH LIMITED (LEHMAN-GERTH ESTATES, INC., OWNER); TO PERMIT IN 3RD RESIDENCE AND 2ND BUSINESS DISTRICTS ADDITION TO EXISTING BUILDING FOR USE AS AUTOMATIC AUTOMOBILE LAUNDRY; ON PREMISES 353 SOUTH ORANGE AVENUE AND 327 SOUTH 9TH STREET.

(Vote of Board of Adjustment 5-0)

(Previous application approved December 15, 1965, 347-355 South Orange Avenue and 327 South 9th Street)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

4-A-3. The City Clerk read APPLICATION OF JEROME P. ROSENBERG, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT EXTENSION TO FRONT HALF OF SECOND FLOOR OF BUILDING TO BE USED FOR STORE ON FIRST FLOOR AND 2 DOCTORS' OFFICES ON SECOND FLOOR, WITH NO REAR YARD AND NO ON-SITE PARKING; ON PREMISES 157 FERRY STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,

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Villani, President Harris.

4-A-4. The City Clerk read APPLICATION OF ANTONIO Z. CAMARA, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT 1-STORY ADDITION TO EXISTING GASOLINE STATION; ON PREMISES 250-256 SOUTH STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

Councilman Martinez requested Mr. Rossi, Secretary of the Board of Adjustment to approach the speakers rostrum. He can not understand how certain matters get before the Board of Adjustment affecting the building code and why there is such a conflict. A man appeared to purchase some property at 97-99 Ann Street. He is sure he is aware of the situation where there were two homes on one site and he was going to demolish one home. The man was going to purchase the property for \$62,000. and invest another \$40,000. to rehab, remodel, renovate, bringing revenue perhaps \$10,000. to the City of Newark. He spent about \$1,000. in his own money for architectural drawings, permits before the Board of Adjustment which they approved of, approved by this Council and now he is told he is in defiance of the building code and they will not give him a permit to build, renovate or remodel, as he was given approval by the Board of Adjustment. Now he is told that we must change the law. He cannot understand how a man that can come before the Board of Adjustment, or any person, come before the Building Department go through a procedure within the City of Newark, spend all of this money and to run into a blank wall. He hopes Mr. Rossi will see Mr. John Pidgeon, Assistant Corporation Counsel in the Law Department. He submitted an amendment to this particular law, hopefully, with his blessings and the blessings of the Building Department, you two people can work together and he hopes situations like this would never occur again.

Mr. Rossi said he would do that.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

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6-F-a.

The City Clerk read AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council March 2, 1976)

A motion to defer action on this ordinance was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON SANDFORD AVENUE AND WALNUT STREET.

(Sandford Avenue, both sides, between Mountain View Place and Fleetwood Place, 9:00 A. M. to 6:00 P. M., Monday through Friday

Walnut Street, north side, from Mulberry Street to Federal Square, 9:30 A. M. to 4:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SHEPHARD AVENUE AND EAGLE STREET AS A ONE-WAY STREET.

(Shephard Avenue, Westbound, from Mapes Avenue to Mapes Place)

(Eagle Street, Southbound, from James Street to Orange Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by

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Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SCHUYLER AVENUE.

(Deleting Schuyler Avenue, east side, from Lyons Avenue to Lehigh Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING.

(Schuyler Avenue, west side, from the northerly curb line of Lyons Avenue to a point 75 feet northerly thereof; east side, from Lyons Avenue to Lehigh Avenue

Osborne Terrace, both sides, from Lyons Avenue to Lehigh Avenue

Lyons Avenue, north side, from the easterly curb line of Osborne Terrace to a point 180 feet easterly thereof; north side, from Osborne Terrace to Schuyler Avenue; south side from the westerly curb line of Schuyler Avenue to a point 120 feet westerly thereof; south side, from Maple Avenue to Osborne Terrace, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS NORTH ON MAPLE AVENUE TO WEST ON LYONS AVENUE.

(North on Maple Avenue to West on Lyons Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM GOLDSMITH AVENUE, POMONA AVENUE, WEEQUAHIC AVENUE AND VASSAR AVENUE.

(Goldsmith Avenue, from Elizabeth Avenue to its western terminus)

(Pomona Avenue, from Elizabeth Avenue to its western terminus)

(Weequahic Avenue, from Elizabeth Avenue to its western terminus)

(Vassar Avenue, from Elizabeth Avenue to its western terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

6-F-h. The City Clerk read AN ORDINANCE AUTHORIZING RENEWAL OF A LEASE BY AND BETWEEN

THE CITY OF NEWARK AND THE NEWARK BLOCK AND TENANT COUNCIL FOR PREMISES COMMONLY KNOWN AS (SEE ATTACHED SCHEDULE A) FOR THE SUM OF ONE DOLLAR (\$1.00) PER ANNUM PER LOT FOR A TERM OF ONE (1) YEAR, PURSUANT TO N.J.S. 40A:12-14 (c)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

6-F-i. The City Clerk read AN ORDINANCE PROHIBITING SMOKING IN ANY PUBLIC OR PRIVATE ELEVATOR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

6-F-j. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 127 ARLINGTON STREET, NEWARK, NEW JERSEY, BLOCK 100, LOT 24, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$3,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

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6-F-k. The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14, TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE OFFICE OF ELDERLY AFFAIRS FOR APPROXIMATELY 2,500 SQUARE FEET OF FLOOR SPACE ON THE SEVENTH (7TH) FLOOR OF PREMISES COMMONLY KNOWN AS 605 BROAD STREET, FOR THE SUM OF \$7,500. PER YEAR FOR A PERIOD OF THREE (3) YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

6-F-l. The City Clerk read AN ORDINANCE AMENDING TITLE 8, BUSINESSES AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW CHAPTER REQUIRING THE LICENSING OF PUBLIC GARAGES FOR THE PURPOSE OF ELIMINATING ABUSES CONCERNING MOTOR VEHICLES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

6-F-m. The City Clerk read AN ORDINANCE TO AMEND ORDINANCE NO. 6-S & F-c, ADOPTED JULY 11, 1973, ENTITLED "BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF AUTOMOTIVE VEHICLES AND EQUIPMENT FOR THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN APPROPRIATION OF \$677,980 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT AND TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION

NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET PROJECT NOS. 47/228-71, 84/4/72 AND 85/1/72)", SO AS TO ACQUIRE TWO (2) FRONT END LOADERS AND TWO (2) DUMP TRUCKS INSTEAD OF ONE (1) FIFTY (50) TON CRANE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council April 6, 1976)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 21, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FABYAN PLACE AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|---------------|--------------------------------|--------------------|-------------------|
| Fabyan Place | Northbound | Hillside City Line | Chancellor Avenue |

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 4:2-5, FEES, OF TITLE 4, ALCOHOLIC BEVERAGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO CHANGE FEES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 4:2-5, fees, of Title 4, Alcoholic Beverages, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended as follows:

4:2-5 Fees.

In accordance with R. S. Cum. Supp. 33:1-12, the fees for the granting of all alcoholic beverage licenses by the local issuing authority of the city are hereby fixed as follows:

- (a) Plenary retail consumption license - \$700.00 per annum.
- (b) Plenary retail distribution license - \$700.00 per annum.
- (c) Club license - \$150.00 per annum.
- (d) Special permit - \$25.00

Section 2. Any existing Ordinance, or part thereof, inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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1126

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR", (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF CONTRACT ADMINISTRATOR, DATA PROCESSING AND TO DELETE CERTAIN OTHER TITLES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor", (6S&Fk) adopted November 22, 1966 and amendments thereto, be and is hereby amended by creating the title, title code, the annual minimum salary, the annual maximum salary therefor, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Contract Administrator, Data Processing | \$ 19,887. | \$ 24,172. |

Section 2. That the aforementioned ordinance be further amended by deleting therefrom the following, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Assistant Director, Data Processing Division 13-002 | \$ 10,547. | \$ 12,816. |
| Computer Operator 13-008 | 7,870. | 9,567. |
| Data Control Clerk 13-016 | 6,798. | 8,264. |
| Data Processing Programmer 13-011 | 9,567. | 11,628. |
| Director, Data Processing Division 13-001 | 16,361. | 19,837. |

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| | | | |
|---------------------------------------|-----------|---------|---------|
| Director of Information Systems | 13-001.50 | 19,887. | 24,172. |
| Keypunch Machine Operator | 13-017 | 6,166. | 7,495. |
| Principal Computer Operator (30 hrs.) | 13-006.50 | 9,111. | 11,074. |
| Principal Data Processing Programmer | 13-003 | 12,209. | 14,848. |
| Senior Computer Operator | 13-007 | 8,264. | 10,045. |

| POSITION | ANNUAL MINIMUM SALARY | ANNUAL MAXIMUM SALARY |
|---|--------------------------|--------------------------|
| Senior Keypunch Machine Operator 13-012 | \$ 6,798. | \$ 8,264. |
| Senior Systems Analyst 03-006.25 | 14,848. | 18,038. |
| Systems Programming Manager 13-001.75 | 16,361. | 19,887. |
| Supervisor of Data Control 07-021.10 | 8,677. | 10,547. |
| Tape Librarian 13-012.05 | 8,264. | 10,045. |

Section 3. All prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen. There was no second to the motion.

The City Clerk stated this ordinance will appear on the next calendar of the Municipal Council on public hearing, second reading and final passage.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 72 AVENUE L, NEWARK, NEW JERSEY, BLOCK 2086, LOT 40, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 72 Avenue L, Newark, New Jersey, Block 2086, Lot 40, be sold to The Housing Authority of the City of Newark New Jersey, a body politic and corporate, by private sale for the amount \$8,400. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

April 7, 1976

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Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes;

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-e. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR", (6-S & F-n) ADOPTED MARCH 3, 1973 AS AMENDED. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF ENGINEERING)

(Director, Department of Engineering \$32,000. - \$32,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(This ordinance was tabled November 20, 1974)

(This ordinance was removed from the table March 17, 1976)

A motion to amend this ordinance to delete the effective date September 1, 1974 and to change the annual minimum and annual maximum salary to \$30,000. was made by Councilman Martinez, seconded by Councilman Tucker.

Councilman James said he would go on record as being opposed and his reasons are very simple and very short. In view of the fact of the increase in tax rate, this levy on the public, in view of the fact we have decreased City services, he certainly can not vote for a raise at this time. Mr. Zach, Director of Engineering, certainly is performing exemplary as Director of Engineering, however, he believes statements on being a "nice guy" is not adequate at this time to raise salaries. He would just caution others that we do have a fiscal crisis confronting the City as evidenced

by the budget passed yesterday.

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The motion to amend this ordinance to delete the effective date September 1, 1974 and to change the annual minimum and annual maximum salary to \$30,000. was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are seven and the no is one. This amendment to this ordinance is declared adopted and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, as provided by law. This ordinance, as amended will come up for a public hearing and be considered for further action on April 21, 1976.

A motion to remove from the Table "AN ORDINANCE APPROVING THE GRANTING OF A CERTAIN CONSTRUCTION EASEMENT TO THE TOWNSHIP OF WAYNE, IN THE COUNTY OF PASSAIC," was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a public hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE APPROVING THE GRANTING OF A CERTAIN CONSTRUCTION EASEMENT TO THE TOWNSHIP OF WAYNE, IN THE COUNTY OF PASSAIC.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled August 6, 1975)

(Public Hearing closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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A motion to remove from the Table "AN ORDINANCE APPROVING THE GRANTING OF A CERTAIN SANITARY SEWER EASEMENT TO THE TOWNSHIP OF WAYNE, IN THE COUNTY OF PASSAIC," was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a public hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE APPROVING THE GRANTING OF A CERTAIN SANITARY SEWER EASEMENT TO THE TOWNSHIP OF WAYNE, IN THE COUNTY OF PASSAIC.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled August 6, 1975)

(Public Hearing closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. ABDULLAH MUHAMMAD SIDDIIEF, 450 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to more police protection for senior citizens in the North Ward.

Councilman Carrino suggested the speaker leave his name and address and he would personally contact him.

6-HC-b. MR. BLANTON JONES, 20 NAIRN PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the incident that took place on March 23, 1976 in the Mayor's Office.

6-HC-c. MR. DON C. CLARK, 343 SCHLEY STREET, NEWARK, NEW JERSEY, addressed the Municipal

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Council with respect to taxicabs in the City of Newark operating at Newark International Airport. He submitted a copy of complaint by Mr. Crawford to each Member of the Council stating that nothing has been done to date.

Councilman Tucker indicated when the representatives of the Taxi Committee of the City of Newark met with the speaker it was their recommendation that the recommendations he reiterated here be submitted to Administration which was Mr. Tuff and Business Administrator Walls. They in turn would submit their particular administrative recommendations. We have not been in receipt of any communication from Business Administrator Walls or Mr. Tuff dealing with this matter. If the Council does not have to wait for that communication, if we want we can meet as a body and decide exactly whether or not we intend to entertain the recommendations but in any event we can communicate to find out if they are amiable to the change and subsequently meet with the committee. He does not think it is fair for the committee to meet until in effect the Taxi Commission and also Business Administrator should officially comment on this matter. As soon as we are in receipt of that, we will wait a while, if not in receipt within two weeks, he will try to get the Members of the Committee to meet and entertain the recommendations but he does feel it is Mr. Tuff and Mr. Walls responsibility to come forth with a recommendation, which as of this time has not been forthcoming.

The Municipal Council directed the City Clerk to forward to Mr. Ronald Tuff, Director, Division of Taxicabs a complaint signed by the President of the Newark Taxicab Owners/Operators Association and secure his comments with respect to allegations made.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,148,000., SPECIAL ITEM OF APPROPRIATION, TITLE X - E.D.A. PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Manpower Wheeler met with the Council March 2, 1976)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, DISMANTLED OUTDOOR POOL (SCRAP) DEPARTMENT OF RECREATION AND PARKS; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mrs. Seaman, representing Director Washington, Department of Recreation and Parks, met with the Council March 2, 1976)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Recreation and Parks Washington to meet with the Council at their pre-meeting conference April 20, 1976 was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 638-642 NORTH 7TH STREET, BLOCK 660, LOT 19, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris

7-R-d. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", TITLE X - E.D.A., \$1,148,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request, was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NEWARK TO ENTER INTO CONTRACT ON BEHALF OF THE CITY OF NEWARK, WITH IRONBOUND YOUTH PROJECT, INCORPORATED FOR THE SERVICES DESCRIBED IN THE CONTRACT ATTACHED, SUM NOT TO EXCEED \$95,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ALLAIRE LUMBER AND MILLWORK CO., INC., 17 HOFFMAN BOULEVARD, EAST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR REPAIRING AND REPLACING PARTS FOR OVERHEAD DOORS IN VARIOUS CITY BUILDINGS, FOR \$18,000., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, CONTRACT EFFECTIVE MARCH 18, 1976 TO MARCH 17, 1977; TOTAL AMOUNT SHALL BE PAID FROM DEPARTMENT OF PUBLIC WORKS, PUBLIC PROPERTY OPERATING BUDGET.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-g. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$32,001., DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, VEHICULAR EQUIPMENT MAINTENANCE SERVICE CONTRACT: TO PROVIDE FUNDS FOR NEWARK UNIFORM MUNICIPAL VEHICLE AND EQUIPMENT PAINT SYSTEM PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH DUNN & SON MAINTENANCE, 657 HIGH STREET, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB TEN (10) PARTICIPANTS FOR SUM NOT TO EXCEED \$10,200.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH U.S. MATTRESS, 84 COIT STREET, IRVINGTON, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB FOUR (4) PARTICIPANTS FOR SUM NOT TO EXCEED \$4,080.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-j.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT

WITH ALBERT FURNITURE, 573 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT FOR SUM NOT TO EXCEED \$1,380.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT

WITH R & R GOLF EQUIPMENT, 2464 MORRIS AVENUE, UNION, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT FOR SUM NOT TO EXCEED \$1,680.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT

WITH THE EXECUTIVE AGENCY, 942 BROAD STREET, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB TEN (10) PARTICIPANTS FOR SUM NOT TO EXCEED \$12,720.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH

SUPERWARE MANUFACTURER, 900 PASSAIC AVENUE, EAST NEWARK, NEW JERSEY, WHO WILL EMPLOY AND

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TRAIN ON-THE-JOB ELEVEN (11) PARTICIPANTS FOR SUM NOT TO EXCEED \$14,820.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH DELEET MERCHANDISING CORPORATION, 26 BLANCHARD STREET, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB FOUR (4) PARTICIPANTS FOR SUM NOT TO EXCEED \$6,240.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING (CETA I), \$435,913.; FUNDS AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, IMPACT CRIMINALISTICS LABORATORY PROJECT, \$483,085.; FUNDS AVAILABLE FROM LAW ENFORCEMENT ASSISTANCE ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by

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Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-q. RESOLUTION AUTHORIZING MAYOR OR BUSINESS ADMINISTRATOR TO ACCEPT FROM UNITED STATES CIVIL SERVICE COMMISSION FUNDS IN THE AMOUNT OF \$20,000. TO CONTINUE THE DEVELOPMENT OF ITS PERSONNEL SYSTEM PROGRAMS UNDER THE INTERGOVERNMENTAL PERSONNEL ACT IN ACCORDANCE WITH SUCH APPLICATION - GRANT PERIOD OF APRIL 1, 1976 TO MARCH 31, 1977. CITY'S CASH CONTRIBUTION WILL BE \$3,960. FOR THE YEAR 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-r. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH GERALD A. AXELROD T/A AXELROD & LEICHTMAN AND AXCO ABSTRACT, INC. FOR PROFESSIONAL SERVICES WITH RESPECT TO THE PREPARATION OF SEARCHES AND OTHER DOCUMENTS, AS PER CONTRACT ATTACHED, FOR SUM NOT TO EXCEED \$13,512. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-s. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH JACK ROSENBAUM TITLE AGENCY, INC. FOR PROFESSIONAL SERVICES WITH RESPECT TO PREPARATION OF SEARCHES AND OTHER DOCUMENTS AS PER CONTRACT ATTACHED. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION) (FOR SUM NOT TO EXCEED \$10,235.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

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7-R-t. RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR ST. BENEDICT'S URBAN RENEWAL PROJECT, N.J.R-123 (THIRD AMENDMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

The City Clerk stated that Resolutions 7-R-u through 7-R-ba are being returned to Administration since these matters were acted upon in connection with the 1976 Budget, in different amounts. The Municipal Council further directed that these items be monitored for each individual property and budgets should be maintained on each piece of City-owned property to insure that expenditures for same will not exceed the receipts. The Municipal Council expects to receive a monthly statement from Director of Finance Sullivan regarding the financial status of these properties.

7-R-u. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$189,180., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CITY-OWNED PROPERTY MAINTENANCE/20 PARK PLACE; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-v. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$171,180., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CITY-OWNED PROPERTY MAINTENANCE/605 BROAD STREET; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-w. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$172,380., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CITY-OWNED PROPERTY MAINTENANCE/786 BROAD STREET; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to return this resolution to Administration was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-x. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$168,414., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CITY-OWNED PROPERTY MAINTENANCE/SYMPHONY HALL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-y. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,258,000., SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, OTHER CITY-OWNED PROPERTY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-z. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,109,400.80, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, RECEIVERSHIP PROPERTIES MAINTENANCE AND EXPENSES, 2 CEDAR STREET; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-ba. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$235,501.73, SPECIAL ITEM OF
APPROPRIATION, DEFERRED CHARGES, OVEREXPENDITURES IN CITY-OWNED PROPERTY; SAID EMERGENCY
FUNDS SHALL BE PROVIDED IN 1976 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION AMENDING RESOLUTION 7-R-d, SEPTEMBER 3, 1975, "RESOLUTION AUTHORIZING
MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH NORTH WARD EDUCATIONAL AND
CULTURAL CENTER WHEREIN CENTER WILL OPERATE A FOOD SERVICE TRAINING PROGRAM FOR TWENTY
(20) FULL-TIME TRAINEES AND TEN (10) PART-TIME TRAINEES, FOR SUM NOT TO EXCEED \$64,268.;
SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT
AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.
40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)," BY EXTENDING TERM OF CONTRACT
TO OCTOBER 8, 1976. (ORIGINAL PERIOD WAS FROM SEPTEMBER 15, 1975 THROUGH APRIL 9, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION RATIFYING CONTRACT WITH UPPER CENTRAL WARD COMMUNITY CENTER FOR
OPERATION OF PUBLIC SERVICE EMPLOYMENT PROGRAM PROVIDING RECREATIONAL, CULTURAL AND RELAT-
ED SUPPORTIVE SERVICES FOR 100 NEWARK RESIDENTS FOR PERIOD OCTOBER 27, 1975 TO APRIL 7,
1976; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO EXECUTE CONTRACT FOR PERIOD
ENDING OCTOBER 27, 1976 FOR SUM NOT TO EXCEED \$7,200.; SOURCE OF FUNDS - COMPREHENSIVE
EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II. (CONTRACT AWARDED WITHOUT COMPETITIVE
BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING
ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH STONY WRECKERS, INC., LOWEST RESPONSIBLE BIDDER, FOR DEMOLITION OF BUILDING AT 83-85 WEBSTER STREET, FOR TOTAL SUM OF \$10,899. IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; SHALL BE PAID FROM SAFE AND CLEAN STREETS PROGRAM BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt this resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO CONTRACT WITH TIDEWATER BALING CORPORATION, 26. ST. CHARLES STREET, NEWARK, NEW JERSEY, HIGHEST BIDDER, TO PICK-UP SCRAP METAL AT VARIOUS SITES WITHIN THE CITY OF NEWARK, IN ACCORDANCE WITH THE BID SPECIFICATIONS PAYMENTS MADE TO CITY MUST BE MADE BY CHECK, PAYABLE TO CITY OF NEWARK AND WILL BE DEPOSITED TO GENERAL FUND ACCOUNT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACTS FOR DEMOLITION OF BUILDINGS AS SPECIFIED IN ATTACHED SCHEDULE 1, LOWEST RESPONSIBLE BIDDERS - ARTKO WRECKING & LUMBER CO., INC.-2 BUILDINGS-\$1,780., D & V WRECKING & LUMBER CO., INC.-9 BUILDINGS-\$28,100., EVANBOW CONSTRUCTION CO., INC.-1 BUILDING-\$5,050., GRAFTON CONSTRUCTION CORPORATION-4 BUILDINGS-\$8,450., PETER JUZEFYK EXCAVATING CO., INC.-10 BUILDINGS-\$17,022. P.M.A. DEMOLITION & CONSTRUCTION, INC.-20 BUILDINGS-\$46,828., STONY WRECKERS, INC.-6 BUILDINGS-\$16,413. AND WILLIAM M. YOUNG & CO., INC.-8 BUILDINGS-\$14,469. TOTALLING \$138,112.; TOTAL AMOUNT SHALL BE PAID FROM SAFE AND CLEAN STREETS PROGRAM BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO AWARD CONTRACT TO ONORATO CONSTRUCTION, INC., AND ONORATO FARRO, A JOINT VENTURE, 324 VALLEY STREET, SOUTH ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER (CONTRACT SHALL BE APPROVED BY STATE COMMISSIONER OF TRANSPORTATION), FOR "RESURFACING OF PORTIONS OF FIFTEENTH AVENUE; FOURTEENTH AVENUE; SECTION 2 AND FIVE OTHER STREETS (PENNINGTON STREET, FABIAN PLACE, NORTH 13TH STREET, NEW YORK AVENUE AND BELMONT AVENUE); AND FOURTEENTH AVENUE, SECTION 3," AS OUTLINED IN RESOLUTION 7-R-bf, FEBRUARY 18, 1976, FOR \$448,821.20; IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS REQUIRED TO FULFILL THE GOALS OF THIS PROJECT WITH NO INDIVIDUAL CHANGE ORDER EXCEEDING \$2,500. NOR WILL THE AGGREGATE OF CHANGE ORDERS EXCEED \$2,500. OR 10% OF CONTRACT PRICE WHICHEVER IS LESS. (COST TO BE PAID FROM STATE MONIES PROVIDED THEREFORE LESS 10% TO BE PAID BY CITY FROM MONIES IN RESERVE LINE ITEM 3676 IN CURRENT FUNDS PROVIDED FOR AND RESERVED IN 1970 BUDGET APPROPRIATIONS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH SUPREME MAINTENANCE, P. O. BOX 149, CEDAR GROVE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 75-36, INSTALLATION OF NEW FUEL TANKS FOR EMPIRE STREET GARAGE, NEWARK, FOR TOTAL SUM NOT TO EXCEED \$22,770. IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS. (FUNDS WILL BE AVAILABLE UPON ADOPTION AND APPROVAL OF AN AMENDMENT TO PROPOSED 1976 BUDGET, DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PAYROLL TAXES FOR 1973, 1974 AND 1975 TOTALING \$4,104.67 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by

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Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH PETER FRANZESE FOR CONSTRUCTION MANAGEMENT AT PROJECT KNOWN AS CONTRACT 75-09, NEWARK RECREATIONAL FACILITY, NEWARK WATERSHED, WEST MILFORD, NEW JERSEY, CONTRACT PRICE SHALL NOT EXCEED \$5,000. PLUS REIMBURSABLE EXPENSES NOT TO EXCEED \$1,000. FUNDS PROVIDED FOR BY BOND ORDINANCE 6-S & F-e, APRIL 17, 1974, WITH REIMBURSEMENT FROM UNITED STATES DEPARTMENT OF ENVIRONMENTAL PROTECTION OF 50% OF SAID BOND ORDINANCE AND BY BUDGET INSERTION, SEPTEMBER 12, 1975. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING TO EXECUTE FOR PERIOD OF ONE YEAR FROM JANUARY 1, 1976, AGREEMENT COVERING REIMBURSEMENT FOR HIGHWAY LIGHTING MAINTAINED WITHIN THE CITY OF NEWARK, BETWEEN NEW JERSEY DEPARTMENT OF TRANSPORTATION AND CITY OF NEWARK (STATE HIGHWAY ROUTE #21) - \$3,961.15.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bl. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$3,796.05 TO PUBLIC SERVICE ELECTRIC AND GAS CO., UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY CORPORATION IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY THE CORPORATION COUNSEL FOR DAMAGES TO POWER LINE BY BUREAU OF TRAFFIC AND SIGNALS IN POLICE DEPARTMENT WHILE WORKING AT CORNER OF MALVERN AND VAN BUREN STREETS USING A PAVEMENT BREAKER TO TAKE OUT CONCRETE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bm. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM PHILIP L. MOORE AND MARY F. MOORE, HIS WIFE, OWNERS OF PREMISES 85 ASTOR STREET, BLOCK 2813, LOT 29, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bn. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM SEYMOUR REITMAN AND HARRIET REITMAN, HIS WIFE, AND ESTHER LINDER AND SAMUEL LINDER, HER HUSBAND, OWNERS OF PREMISES 20 SECOND STREET, BLOCK 1842, LOT 12, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bo. RESOLUTION CANCELLING WATER-SEWER CHARGES TOTALING \$39,971.21, ON PROPERTIES WHICH THE CITY OF NEWARK, NEW JERSEY, OBTAINED TITLE THROUGH IN REM FORECLOSURE AS PER ATTACHED LIST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bp. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TO INDIVIDUALS ON EXHIBIT A, TALLING \$114,757.54 BY REASON OF COUNTY BOARD TAX APPEALS, STATE BOARD TAX APPEALS, CASH OVERPAYMENTS, SENIOR CITIZEN ALLOWANCE AND VETERANS ALLOWANCE FOR YEARS 1971 THROUGH 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

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7-R-bq. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 27-117 AND 139-155
RAYMOND BOULEVARD, BLOCK 5000/40, 42 AND 28, AUTHORIZING ADVERTISING AND SETTING RETURN
DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-br. RESOLUTION ACCEPTING BID OF KOBRIN REALTY COMPANY FOR PURCHASE OF CITY-OWNED
PROPERTY KNOWN AS BLOCK 929, LOT 27, 154-158 PENNINGTON STREET, NEWARK, NEW JERSEY,
FOR \$100.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bs. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA,
SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF
ADMINISTRATION, FOR PERIOD BEGINNING MARCH 30, 1976 AND ENDING SEPTEMBER 30, 1976.
(ADMINISTRATIVE SECRETARY, MUNICIPAL COUNCIL - FIRST LEAVE BEGAN SEPTEMBER 30, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-bt. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MAMIE HALE,
SUPERVISOR OF ACCOUNTS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD
BEGINNING MARCH 1, 1976 AND ENDING SEPTEMBER 1, 1976. (WORKING IN MPDO/DEPARTMENT OF
ADMINISTRATION - PURCHASING DIVISION - FIRST LEAVE BEGAN AUGUST 29, 1968)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

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7-R-bu.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALONZO KITTRELS, PERSONNEL DIRECTOR, DEPARTMENT OF ADMINISTRATION, FOR PERIOD BEGINNING MARCH 19, 1976 AND ENDING SEPTEMBER 19, 1976. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN SEPTEMBER 19, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION APPOINTING GEORGE RESTAINO AND JAKOB A. KAPLAN CONSTABLES FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AMENDING RESOLUTION 7-R-ck, JULY 16, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE CONTRACT WITH HOSPITAL AND HEALTH PLANNING COUNCIL OF METROPOLITAN NEW JERSEY INC. FOR PERIOD MAY 1, 1975 TO DECEMBER 31, 1975 ACCEPTING \$21,200. TO HELP DEFRAY THE COST OF MAINTAINING CITY COMPREHENSIVE HEALTH PLANNING AGENCY," BY EXTENDING PERIOD TO MARCH 31, 1976 AND ACCEPTING ADDITIONAL SUM OF \$8,574. FROM HOSPITAL AND HEALTH PLANNING COUNCIL OF METROPOLITAN NEW JERSEY, INC. MAKING A TOTAL OF \$29,774.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bw-1.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, NEWARK HEALTH PLANNING AGENCY, \$8,574.; FUNDS AVAILABLE FROM HOSPITAL AND HEALTH PLANNING COUNCIL OF METROPOLITAN NEW JERSEY, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE REQUESTING FUNDS TO CONTINUE NEWARK CHILDHOOD LEAD POISONING AND CONTROL PROJECT; TOTAL ESTIMATED BUDGET IS \$711,703. FEDERAL GRANT-\$466,730., CITY IN-KIND CONTRIBUTION-\$244,973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION AMENDING RESOLUTION 7-R-dk, JUNE 18, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT IN AMOUNT OF \$994,207.10 FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION TO OPERATE THE NEWARK SUMMER NUTRITION PROGRAM; CITY'S MATCHING SHARE FOR THIS GRANT WILL BE PROVIDED IN IN-KIND SERVICES TOTALLING \$248,551.77, AS AMENDED BY RESOLUTION 7-R-dn, JULY 16, 1975, AS AMENDED BY RESOLUTION 7-R-ck, AUGUST 6, 1975," BY ACCEPTING ADDITIONAL GRANT FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR NEWARK'S SUMMER SPECIAL FOOD SERVICE PROGRAM IN AMOUNT OF \$17,941. MAKING A TOTAL GRANT OF \$1,754,660.38, CITY'S MATCHING SHARE PROVIDED FOR THIS GRANT WILL REMAIN AT \$478,425.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bz. RESOLUTION HONORING THE EFFORTS OF THE NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR ITS LEADERSHIP AS A POSITIVE FORCE IN THE BUILDING OF THE "NEW NEWARK" AND AS HONOREE OF OUR NATIONAL GOVERNMENT.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see pages 1, 2, 3, 4 and 5 in the minutes of this meeting)

7-R-ca. RESOLUTION APPOINTING JESSE L. ALLEN CONSTABLE FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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Not Voting: Councilman Allen.

A motion to remove from the Table "RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK MUNICIPAL COURT'S MANAGEMENT AND IMPROVEMENT PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$51,613 BY S.L.E.P.A., \$2,867 BY THE STATE BUY-IN AND \$2,867 BY THE STATE LOCAL REQUIRED CASH FUNDING. CITY ADDITIONAL CONTRIBUTION \$41,684., TOTALLING \$99,031." was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-cb. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK MUNICIPAL COURT'S MANAGEMENT AND IMPROVEMENT PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$51,613 BY S.L.E.P.A., \$2,867 BY THE STATE BUY-IN AND \$2,867 BY THE STATE LOCAL REQUIRED CASH FUNDING. CITY ADDITIONAL CONTRIBUTION \$41,684., TOTALLING \$99,031.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled March 17, 1976)

A motion to defer action on this resolution was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-cc. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE A CONTRACT WITH SANFORD KRASNER, MAI, CPM, FOR THE DEVELOPMENT OF AN APPRAISAL REPORT OF 839-845 MT. PROSPECT AVENUE, AT A TOTAL COST NOT TO EXCEED \$450. TO BE PAID BY THE MAYOR'S POLICY AND DEVELOPMENT OFFICE FROM HOUSING AND COMMUNITY DEVELOPMENT FUNDS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION AMENDING RESOLUTION 7-R-bd, MARCH 17, 1976, "RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 1,045 SQUARE FEET OF OFFICE SPACE ON SEVENTH FLOOR OF CITY-OWNED BUILDING AT 20 PARK PLACE, BLOCK 17, LOT 1, FOR A THREE (3) YEAR PERIOD AT A MINIMUM RENTAL OF \$349. PER MONTH; PURSUANT TO N.J.S.A. 40A:12-14," BY CHANGING NOTICE OF BIDS TO BE RECEIVED BY THE REAL ESTATE OFFICER TO 10:30 A. M., MONDAY, APRIL 12, 1976 INSTEAD OF MARCH 29, 1976 AND FURTHER MEETING TO BE HELD APRIL 21, 1976 AT 8:00 P. M., FOR THE MUNICIPAL COUNCIL TO EITHER ACCEPT OR REJECT THE BID, INSTEAD OF APRIL 7, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-ce. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AGREEMENTS, WITH AND TO ACCEPT FUNDS IN THE AMOUNT OF \$126,000 FROM COMMISSIONER OF STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES LOCAL ASSISTANCE PROGRAM AUTHORIZED BY NEW JERSEY GREEN ACRES AND RECREATION OPPORTUNITIES ACT OF 1974. (TOTAL COST OF PROJECT \$252,000 - ONE HALF PROVIDED THROUGH STATE GRANT, REMAINING LOCAL SHARE TO BE FINANCED THROUGH CITY CAPITAL BUDGET ORDINANCE 7-S & F-h, AUGUST 8, 1973, AND UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (RESOLUTION 7-R-o, APRIL 3, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker.

Councilman Martinez noted Council had been petitioned at the last moment at the March 3, 1976 meeting for something that was emergent. Council acted upon it and nothing was done until yesterday. Finally a bulldozer is being utilized at the field. Now we are confronted with another late starter for \$126,000. to be appropriated under the Open Space Program. He felt the policy of this agency with respect to late starters is terrible and he hoped some action will be taken by the responsible parties to submit legislation the same as other agencies do.

He requested the Council to approve this particular resolution as the City Clerk Staff reviewed it and found no problem.

President Harris expressed his displeasure with late starters being presented to the Municipal Council at the last moment for their consideration.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. Councilman Tucker stated to the Council that whenever Administration prints material, the Mayor's name is placed at the top, the Director's name directly beneath that, then an Advisory Board, if there is one. At the lower portion of the page they indicate there is a Newark Municipal Council. He felt that all of these periodicals that bears the Mayor's name and which is distributed to the public should have the Municipal Council in the secondary position and then the other names and titles.

He moved that "AN ORDINANCE ESTABLISHING A FORMAT FOR MASTHEADS OF ALL MUNICIPAL PUBLICATIONS SHOULD BE PLACED ON THE NEXT MUNICIPAL COUNCIL CALENDAR UNDER 'COMMUNICATIONS' FOR CONSIDERATION BY THE MUNICIPAL COUNCIL, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

Councilman Martinez spoke on Resolution 7-R-be on this Calendar "RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO CONTRACT WITH TIDEWATER BALING CORPORATION, 26 ST. CHARLES STREET, NEWARK, NEW JERSEY, HIGHEST BIDDER, TO PICK-UP SCRAP METAL AT VARIOUS SITES WITHIN THE CITY OF NEWARK, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; PAYMENTS MADE TO CITY MUST BE MADE BY CHECK, PAYABLE TO CITY OF NEWARK AND WILL BE DEPOSITED TO GENERAL FUND ACCOUNT," which was tabled at this meeting. A problem arose because the Corporation being awarded the contract is presently in litigation with the City of Newark. He noted this Corporation has completed disregarded the Ironbound Recreational Center with oil spillage, destruction of City property and dumping of cars into the Ironbound Little League Field.

He felt this Corporation had incurred severe damage to this stadium and moved THAT THE LAW DEPARTMENT BE REQUESTED TO STUDY THE POSSIBILITY OF DRAFTING AN ORDINANCE WHICH WOULD DISQUALIFY CONTRACTORS FROM THE BIDDING PROCEDURE IN CASES, SUCH AS THIS, WHERE LITIGATION IS PENDING WITH THE CITY, which was seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION TO REMOVE FROM THE TABLE "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MARCH 3, 1973 AND AMENDMENTS THERETO.

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(TO ADJUST THE SALARY RANGE FOR TRAFFIC ENGINEER)." (\$19,887. - \$24,172.), was made by Councilman Martinez. There was no second to this motion.

7-M-d. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH PRINCIPAL ENGINEER WILLIAM SHADER, NEW JERSEY STATE HIGHWAY DEPARTMENT OF TRANSPORTATION WITH RESPECT TO THE FOLLOWING ITEMS: 1) THAT THE STATE COMPLETE FILLING IN OF THE ISLANDS ON NYE AVENUE WITH CONCRETE. THE GRASS ISLANDS HAVE BEEN DESTROYED AND TWO OTHERS HAVE BEEN CONCRETED WITHOUT PERMISSION OF THE CITY; 2) RESURFACE WOLCOTT TERRACE WHICH HAS BEEN ALIGNED WITH CLINTON PLACE; 3) ALIGN BERGEN STREET AND ROUTE 78 WHICH IS PRESENTLY UNEVEN; 4) RESURFACE ELIZABETH AVENUE BETWEEN MEEKER AVENUE AND PEDDIE STREET; 5) RESURFACE THE INTERSECTION AT SEYMOUR AND NYE AVENUES WHICH IS UNEVEN; 6) COMPLETE OTHER EXISTING CONCRETE WORK IN THE AREA OF ROUTE 78 WHICH IS CREATING HAZARDOUS ROADS AND SIDEWALKS; AND FURTHER REQUESTING A REPLY TO THE QUESTIONS RAISED, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 26, 1976, NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, ALLEN BOYER, 25 INGRAHAM PLACE, NEWARK, NEW JERSEY, AS A MEMBER OF THE TAXICAB COMMISSION FOR A TERM EXPIRING DECEMBER 3, 1976.

(Copy of communication submitted to each Member of the Council)

(Mr. Boyer met with the Council April 6, 1976)

A motion to confirm the nomination of Mr. Allen Boyer, 25 Ingraham Place, Newark, New Jersey, as a Member of the Taxicab Commission for a term expiring December 3, 1976 was made by Councilman James, seconded by Councilman Tucker.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen James, Tucker.

No: Councilmen Allen, Bottone, Carrino, Martinez, Villani, President Harris.

President Harris: This nomination failed of confirmation.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 26, 1976, NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, GENEVA STANFORD, ESQ., TO REPLACE MS. M. BERNADINE JOHNSON, AS A MEMBER OF THE RENT CONTROL BOARD, FOR A TERM EXPIRING JULY 9, 1976.

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(Copy of communication submitted to each Member of the Council)

A motion to defer action on this communication was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR', (6-S & F-q) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ESTABLISH THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE SECRETARY, MUNICIPAL COURTS INTO THE MASTER PAY GRADE SCHEDULE).

(Administrative Secretary, Municipal Courts \$9,111. - \$11,074.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND ORDINANCE 6-S & F-c ADOPTED JANUARY 3, 1975 BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, ENTITLED, 'AN ORDINANCE TO AUTHORIZE THE MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION, TO EXECUTE A CONTRACT FOR THE PURCHASE OF ONE SPECIFIED PROPERTY IN THE CITY OF NEWARK, NEW JERSEY, FOR INCLUSION IN THE CITY'S OPEN SPACE PROGRAM, AT A TOTAL COST NOT TO EXCEED \$5,108. TO BE PAID FROM THE 1973 CAPITAL BUDGET (PROJECT NO. 40A/45A-73), WHICH WAS AUTHORIZED BY THE MUNICIPAL COUNCIL WITH ADOPTION OF ORDINANCE 6-S & F-h, AUGUST 8, 1973."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 7, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO RUTGERS, THE STATE UNIVERSITY TO CONSTRUCT AND MAINTAIN ONE 16" CONDUIT AND TWO 10" CONDUITS, INCLUDING THEREIN 3" HIGH TEMPERATURE WATER SUPPLY AND RETURN LINES ACROSS WARREN STREET BETWEEN THE PARKING GARAGE AND GYMNASIUM; TO CONSTRUCT AND MAINTAIN A 6-DUCT BANK OF 6 - 4" ELECTRIC CONDUITS, ENCASED IN A 19" X 26" CONCRETE ENVELOPE ACROSS WARREN STREET BETWEEN THE PARKING GARAGE AND THE GYMNASIUM, WITH A MINIMUM COVER OF 3'-6" BELOW THE SURFACE OF WARREN STREET; TO CONSTRUCT AND MAINTAIN TWO 12" CONDUITS AND ONE 20" CONDUIT, INCLUDING THEREIN 4" HIGH TEMPERATURE WATER SUPPLY AND RETURN LINES, ACROSS NEW STREET BETWEEN THE LAW BUILDING AND GRADUATE SCHOOL OF BUSINESS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING 27:2-2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK AS SUPPLEMENTED, SO AS TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF NEWARK."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET."

(Halsey Street, east side, from Crawford Street to Lincoln Park)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

April 7, 1976

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

- 8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 39, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Deleting Halsey Street, east side, from Branford Place to Hill Street,
7 A. M. to 6 P. M., Monday through Friday
Deleting Halsey Street, east side, from Court Street to Crawford Street,
7 A. M. to 6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

- 8-i. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO DELETE THE POSITION AND SALARY RANGE FOR FIELD REPRESENTATIVE, A.B.C. AND TO CREATE THE TITLE AND SALARY RANGE FOR INVESTIGATOR, A.B.C. AS PER CIVIL SERVICE RECLASSIFICATION)."

(Investigator, A.B.C. 999454 \$8,677. - \$10,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

- 8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976M ENCLOSING PROPOSED "ORDINANCE NAMING AND DESIGNATING AS "MILDRED HELMS PARK" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Martinez, seconded by

Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

- 8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 29, 1976, ENCLOSING PROPOSED "ORDINANCE REPEALING AN ORDINANCE ENTITLED, 'AN ORDINANCE NAMING AND DESIGNATING AS "SAMUEL L. COOPER MEMORIAL AREA" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE (6-S & F-d ADOPTED MARCH 4, 1959).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(South on McCarter Highway to East on Bridge Street, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 21, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

- 9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK, NEW YORK, 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS AVENUE."

April 7, 1976

1155

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to refer this matter to Corporation Counsel for further negotiation was made by President Harris, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

9-c. COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 2, 1976,
NOMINATING FOR REAPPOINTMENT MICHAEL ROSENBAUM, AS A MEMBER OF THE NEWARK PARKING
AUTHORITY FOR A TERM COMMENCING WITH DATE OF CONFIRMATION BY THE COUNCIL AND EXPIRING
OCTOBER 20, 1979.

(Copy of communication submitted to each Member of the Council)

(Mr. Rosenbaum met with the Council April 6, 1976)

A motion to confirm the nomination of Mr. Michael Rosenbaum, as a Member of the Newark Parking Authority for a term commencing with date of confirmation by the Council and expiring October 20, 1979 was made by Councilman Carrino, seconded by President Harris.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

9-d. COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 3, 1976,
NOMINATING MS. SUSAN J. BARONE TO SERVE ON THE COMMITTEE ON THE STATUS OF WOMEN WITHIN
THE NEWARK HUMAN RIGHTS COMMISSION FOR A 2 YEAR TERM.

(Copy of communication submitted to each Member of the Council)

(Ms. Barone met with the Council April 6, 1976)

A motion to confirm the nomination of Ms. Susan J. Barone to serve on the Committee on the Status of Women within the Newark Human Rights Commission for a term year term was made by Councilman Villani, seconded by Councilman Bottone.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

1156

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued
March 8, 1976 to March 26, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| General Committee of St. Aloysius Roman Catholic Church | 6895 Amended |
| St. Francis Xavier Parent School Guild | 6914 Amended |
| Beth David Jewish Center | 6944 Amended |
| Newark Lodge 237 LOOM | 6989 Amended |
| Central Ward Unit, Boys' Club of Newark, Inc. | 7001 Amended |
| St. Francis Xavier Roman Catholic Church | 7078 |
| St. Augustine's Church | 7079 |
| St. Augustine's Holy Name Society | 7080 |
| St. Aloysius Roman Catholic Church | 7082 |
| Stella Wright Christian Community | 7086 |
| Newark Lodge #21 BPO Elks | 7089 |

SENIOR CITIZEN

Dreamland Senior Citizens Tenants Organization - #18

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Essex Center Jaycees - Essex County Correction Center Caldwell | 7077 |
| Newark Museum Association | 7081 |
| Our Lady of Mt. Carmel Church | 7083 |
| Rosary Altar Society of St. John's Ukrainian Church | 7084 |
| Rosary Altar Society of St. John's Ukrainian Church | 7085 |
| Society of Apostleship of Prayer of St. Francis Xavier Church | 7087 |
| St. Joseph Church | 7088 |
| Ladies Auxiliary of Newark Abbey | 7090 |
| Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey | 7092 |
| Scudder Homes Junior League | 7093 |
| Queen of Angels School - Parent Teachers Association | 7094 |

April 7, 1976

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by President Harris, seconded by Councilman Martinez and adopted by the following votes:

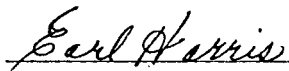
Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:11 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, April 13, 1976


The City Clerk read letter dated April 8, 1976, from Milton A. Buck, Acting Mayor requesting an emergency special meeting of the Municipal Council to consider resolution authorizing temporary extension of H.C.D.A. Programs.

The City Clerk further indicated legislation in connection with this matter was received in the Office of the City Clerk at 2:07 P. M., April 13, 1976.

There was no quorum of the Council present for the call of the meeting.

The City Clerk adjourned this meeting to Thursday, April 15, 1976.

APPROVED:



Frank D'Ascensio
City Clerk

Newark, New Jersey, April 15, 1976

A Special Meeting of the Municipal Council of the City of Newark, New Jersey
was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at
11:55 A. M.

The City Clerk announced due to the absence of President Harris, he would
entertain a motion to elect a Temporary President.

A motion to elect Councilwoman Marie L. Villani Temporary President was made
by Councilman Giuliano, seconded by Councilman Allen.

There were no further nominations.

The motion to elect Councilwoman Marie L. Villani Temporary President was
adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani.

Temporary President Villani called the meeting to order and asked for roll
call.

Present: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary
President Villani, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman James arrived at 11:57 A. M.)

Temporary President Villani stated, "In accordance with New Jersey P. L. 1975
Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying
by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated
bulletin board in the basement of City Hall and by filing in the Office of the City
Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark
Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April
13, 1976 at the time of its preparation. All persons who prepaid for advance notice of
meetings also received copies of the schedule and agenda as required by law."

The City Clerk: On April 8, 1976 Acting Mayor Milton A. Buck requested an
emergency special meeting of the Municipal Council to consider resolution authorizing
temporary extension of first year funding of Housing Community Development Administration
Programs in view of the fact that the application for the second year funding has not yet
been approved by the Federal Government.

In view of the fact there was no quorum present, in accordance with the Code,
I adjourned that special meeting to Thursday, April 15, 1976.

In the interim, on April 13, 1976, I received a further request from His Honor,
Mayor Kenneth A. Gibson that the Council consider, at a special meeting April 15, 1976,

15, 1976

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the application for the continuance of the Municipal Court's Management and Improvement Project and a companion action to insert in the budget the necessary amount of money to support the application.

RESOLUTIONS.

7-R-a.

RESOLUTION AMENDING RESOLUTION 7-R-d, JUNE 24, 1975, BY AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO AMEND AND EXTEND AGREEMENTS WITH H.D.R.C, NEW HOPE DEVELOPMENT CORPORATION AND NEWARK HOUSING AUTHORITY ADMINISTRATIVE SERVICES FOR A THIRTY (30) DAY PERIOD BEGINNING APRIL 1, 1976; UNEXPENDED FUNDS UNDER EXISTING AGREEMENT ARE TO BE UTILIZED TO CONTINUE H.D.R.C. AND NEW HOPE DEVELOPMENT CORPORATION; UNEXPENDED FUNDS IN AMOUNT OF \$250,000. ARE TO BE TRANSFERRED FROM NEWARK HOUSING AUTHORITY INTEREST AGREEMENT TO NEWARK HOUSING AUTHORITY ADMINISTRATIVE SERVICES AGREEMENT TO CONTINUE ADMINISTRATIVE SERVICES; FUNDS TALLING \$825,000. FROM \$3,000,000. ALLOCATED TO AUTHORITY PURSUANT TO AFOREMENTIONED INTEREST AGREEMENT BE TRANSFERRED AND AWARDED AS A GRANT TO NEWARK HOUSING AUTHORITY WHICH REPRESENTS LOCAL SHARE FOR R-121 RENEWAL DISTRICT PROJECT REFERRED TO AS AVENUE P, INDUSTRIAL SITE IMPROVEMENT PROJECT. (NO ADDITIONAL CITY FUNDS SHALL BE REQUIRED TO CONTINUE SAID AGREEMENTS)

(Copy of resolution and correspondence submitted to each Member of the Council-)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by Temporary President Villani by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Temporary President Villani.

7-R-b.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK MUNICIPAL COURT'S MANAGEMENT AND IMPROVEMENT PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$59,113. BY S.L.E.P.A., \$3,284. BY THE STATE BUY-IN AND \$3,284. BY THE STATE LOCAL REQUIRED CASH FUNDING. CITY ADDITIONAL CONTRIBUTION \$41,267., TALLING \$106,948.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled March 17, 1976)

(Removed from the table April 7, 1976)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James.

Councilman Tucker stated the questions the Council asked related to the source of the local funds. Other questions have been resolved. The original intent of the Council relative to remarks that were included in the project application have been

changed. It should be noted that the allegations about the Council forcing police layoffs and the Council's action increasing the workload of the Courts, were acknowledged by Administration and this matter has been resolved. As a point of clarification, the City Administration should be more mindful to assure that any application which is written and submitted to the Federal Government does not include remarks which are not true and they should, prior to submission, be sure that they are not adding to the negative image of Newark on the national level.

The motion to adopt the resolution was declared adopted by Temporary President Villani by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Temporary President Villani.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SLEPA MATCH (M.I.P. PROJECT) - \$44,551.; ITEM AVAILABLE FROM CITY OF NEWARK DEDICATED TRUST ACCOUNT #26-GLP-4608, UNCLAIMED BAIL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Villani by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Temporary President Villani.

Temporary President Villani, on behalf of the Municipal Council, extended Easter Greetings and Passover Greetings to the citizens of Newark.

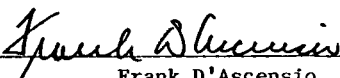
ADJOURNMENT.


12. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Temporary President Villani.

This meeting adjourned at 12:00 Noon.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Marie L. Villani
 Temporary President



Newark, New Jersey, April 21, 1976

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Prior to the regular meeting, Councilman Martinez, on behalf of the Municipal Council, presented framed resolutions to Toni Uzzolino, Little Miss Ironbound 1976; Maria Luiza Leonardo, Miss Portugal U.S.A. 1976; and Mr. Fernando Santos, Host of "T.V. Portuguese Hour" for his valuable contributions to Newark's Portuguese community.

President Harris announced the untimely demise of Michael A. Giuliano, a long time City employee and former State Legislator.

The audience arose for a moment of silence in observance.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by City Clerk Frank D'Ascensio.

Present: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

(Councilman Carrino arrived at 8:40 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 12, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY AND FEBRUARY, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

1163 Harris.

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President

4-b. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MARCH, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT H-C/D/A, FROM MARCH 15, 1976 TO MARCH 19, 1976 AND FROM MARCH 22, 1976 TO MARCH 26, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM MARCH 15, 1976 TO MARCH 19, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-6 AND R-32, FROM MARCH 22, 1976 TO MARCH 26, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

4-d. The City Clerk presented ANNUAL REPORT OF THE NEWARK PUBLIC LIBRARY FOR THE YEAR 1975.

A motion that the Annual Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant,

desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment. 1102

4-A-1. The City Clerk read APPLICATION OF AUGUSTO LUGO, OWNER; TO PERMIT IN A 3RD BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE SALES LOT; ON PREMISES 76-78 SOUTH STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF AMERICO BRANCO, OWNER; TO PERMIT IN A 3RD INDUSTRIAL DISTRICT CONVERSION OF A BUILDING USED FOR TAVERN AND 3-FAMILY DWELLING TO A 4-FAMILY DWELLING; ON PREMISES 84 NIAGARA STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

4-A-3. The City Clerk read APPLICATION OF HEAVY & GENERAL LABORERS' WELFARE FUND OF N. J., OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT RENEWAL AND ADDITION TO PRIVATE PARKING LOT, AND STORAGE OF RECORDS AND EQUIPMENT FOR UNION WELFARE AND PENSION ACTIVITIES; ON PREMISES 680-692 RAYMOND BOULEVARD AND 10-16 FILLMORE STREET; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 5-0)

(Previous applications approved October 5, 1955 (10 Fillmore Street), September 19, 1956 (680-686 Raymond Boulevard) and tabled July 6, 1960 (680-692 Raymond Boulevard)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

1165 No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council March 2, 1976)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON WALNUT STREET AND SANDFORD AVENUE.

(Walnut Street, north side, from Mulberry Street to Federal Square,

9:30 A. M. to 4:00 P. M., Monday through Friday

Sandford Avenue, both sides, from Mountain View Place to Fleetwood Place,

9:00 A. M. to 6:00 P. M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

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A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING EAGLE STREET AND SHEPHARD AVENUE AS ONE-WAY STREETS.

(Eagle Street, Southbound, from Orange Street to James Street
Shephard Avenue, Westbound, from Mapes Avenue to Mapes Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON OSBORNE TERRACE, SCHUYLER AND LYONS AVENUE.

(Osborne Terrace, both sides, from Lyons Avenue to Lehigh Avenue, at any time

Schuyler Avenue, west side, from the northerly curb line of Lyons Avenue to a point 75 feet northerly thereof, at any time; east side, from Lyons Avenue to Lehigh Avenue, at any time

Lyons Avenue, north side, from the easterly curb line of Osborne Terrace to a point 180 feet easterly thereof, at any time, north side, from Osborne Terrace to

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Schuyler Avenue, at any time; south side, from Maple Avenue to Osborne Terrace, at any time; south side, from the westerly curb line of Schuyler Avenue to a point 120 feet westerly thereof, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM GOLDSMITH, POMONA, WEEQUAHIC AND VASSAR AVENUES.

(Goldsmith Avenue, from Elizabeth Avenue to its western terminus

Pomona Avenue, from Elizabeth Avenue to its western terminus

Weequahic Avenue, from Elizabeth Avenue to its western terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING THE REVISED ORDINANCES OF THE CITY OF NEWARK CHAPTER 17, SECTION 2-23, SMOKING IN PROHIBITED PLACES; PENALTY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(South on McCarter Highway to East on Bridge Street, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-h. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-q) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ESTABLISH THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE SECRETARY, MUNICIPAL COURTS INTO THE MASTER PAY GRADE SCHEDULE)

(Administrative Secretary,
Municipal Courts

\$9,111. - \$11,074.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following

votes:

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Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND ORDINANCE 6-S & F-c ADOPTED JANUARY 3, 1975 BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, ENTITLED, "AN ORDINANCE TO AUTHORIZE THE MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION, TO EXECUTE A CONTRACT FOR THE PURCHASE OF ONE SPECIFIED PROPERTY IN THE CITY OF NEWARK, NEW JERSEY, FOR INCLUSION IN THE CITY'S OPEN SPACE PROGRAM, AT A TOTAL COST NOT TO EXCEED \$5,108., TO BE PAID FROM THE 1973 CAPITAL BUDGET (PROJECT NO. 40A/45A-73), WHICH WAS AUTHORIZED BY THE MUNICIPAL COUNCIL WITH ADOPTION OF ORDINANCE 6-S & F-h, AUGUST 8, 1973."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-j.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO RUTGERS, THE STATE

UNIVERSITY TO CONSTRUCT AND MAINTAIN ONE 16" CONDUIT AND TWO 10" CONDUITS, INCLUDING THEREIN 3" HIGH TEMPERATURE WATER SUPPLY AND RETURN LINES ACROSS WARREN STREET BETWEEN THE PARKING GARAGE AND THE GYMNASIUM; TO CONSTRUCT AND MAINTAIN A 6-DUCT BANK OF 6 - 4" ELECTRIC CONDUITS, ENCASED IN A 19" X 26" CONCRETE ENVELOPE ACROSS WARREN STREET BETWEEN THE PARKING GARAGE AND THE GYMNASIUM, WITH A MINIMUM COVER OF 3'-6" BELOW THE SURFACE OF WARREN STREET; TO CONSTRUCT AND MAINTAIN TWO 12" CONDUITS AND ONE 20" CONDUIT, INCLUDING THEREIN 4" HIGH TEMPERATURE WATER SUPPLY AND RETURN LINES, ACROSS NEW STREET BETWEEN THE LAW BUILDING AND GRADUATE SCHOOL OF BUSINESS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING 27:2-2 OF THE REVISED ORDINANCES

THE CITY OF NEWARK AS SUPPLEMENTED, SO AS TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF NEWARK.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-1.

1171

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET.

(Halsey Street, east side, from Crawford Street to Lincoln Park)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 39, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Halsey Street, east side, from Branford Place to Hill Street,
7 A. M. to 6 P. M., Monday through Friday

Halsey Street, east side, from Court Street to Crawford Street, 7 A. M. to
6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO DELETE THE POSITION AND SALARY RANGE FOR FIELD REPRESENTATIVE, A.B.C. AND TO CREATE THE TITLE AND SALARY RANGE FOR INVESTIGATOR, A.B.C. AS PER CIVIL SERVICE RECLASSIFICATION)

(Investigator, A.B.C. \$8,677. - \$10,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

A motion to consider Item 8-a on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

6-F-o.

The City Clerk read AN ORDINANCE ESTABLISHING REGULATIONS FOR MUNICIPAL PUBLICATIONS AND SIGNS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 5, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

1173

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SCHUYLER AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at all times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Schuyler Avenue, east side, from Lyons Avenue to Lehigh Avenue

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS NORTH ON MAPLE AVENUE TO WEST ON LYONS AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

North on Maple Avenue to West on Lyons Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING RENEWAL OF A LEASE BY AND BETWEEN THE CITY OF NEWARK AND THE NEWARK BLOCK AND TENANT COUNCIL FOR PREMISES COMMONLY KNOWN AS (SEE ATTACHED SCHEDULE A) FOR THE SUM OF ONE DOLLAR (\$1.00) PER ANNUM PER LOT FOR A TERM OF ONE (1) YEAR, PURSUANT TO N.J.S. 40A:12-14 (c).

1175 WHEREAS, the premises commonly known as (see attached schedule A) owned by the City of Newark, are not required for governmental purposes; and

WHEREAS, the Newark Block and Tenant Council, a non-profit corporation of the State of New Jersey, having tax exempt status, respecting both the State of New Jersey and the Federal Government was authorized, pursuant to ordinance 6S and FH 061875, to lease certain premises for a term of one (1) year at a nominal annual rental of one dollar (\$1.00) per lot; and

WHEREAS, the Tax Collector of the City of Newark, pursuant to N.J.S. 40A:12-14 (c) was authorized to execute said lease on behalf of the City of Newark (6S and FH 061875); and

WHEREAS, the existing lease agreement expires June 17, 1976; and

WHEREAS, the Newark Block and Tenant Council desires to renew the existing lease for a period of one year to commence June 18, 1976, expiring June 17, 1977; and

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Tax Collector of the City of Newark, pursuant to N.J.S. 40A:12-14 (c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with the Newark Block and Tenant Council for a term of one (1) year at a nominal annual rental of one dollar (\$1.00) per lot; and
2. That the premises made the subject of this ordinance shall continue to be used by the tenant for the purpose of a vegetable garden and/or play lot; which shall serve approximately five hundred (500) persons, pursuant to N.J.S. 40A:12-15 (i); and
3. That said term is to commence June 18, 1976 and is to terminate June 17, 1977, unless said lease is terminated by landlord as to any given lot or lots as stated in paragraph 3 of said lease on 30 days written notice.
4. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the lease annexed hereto and incorporated herein, and shall require the tenant of the public purposes for which this lease is granted; the approximate value or cost of any activities conducted on the leased premises and affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal law.
5. That a copy of the lease agreement shall be filed in the Office of the City Clerk.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 127 ARLINGTON STREET, NEWARK, NEW JERSEY, BLOCK 100, LOT 24, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 127 Arlington Street, Newark, New Jersey, Block 100, Lot 24, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3800. pursuant to the provisions of N.J.S. 40A:12-13(b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

1177

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14, TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE OFFICE OF ELDERLY AFFAIRS FOR APPROXIMATELY 2,500 SQUARE FEET OF FLOOR SPACE ON THE SEVENTH (7TH) FLOOR OF PREMISES COMMONLY KNOWN AS 605 BROAD STREET, FOR THE SUM OF \$7,500. PER YEAR FOR A PERIOD OF THREE (3) YEARS.

WHEREAS, the Office of Elderly Affairs, a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government and,

WHEREAS, the City of Newark owns certain premises commonly known as 605 Broad Street and designated as Block 18 Lot 27 on the Tax maps of the City of Newark, said premises not being needed for use by the municipality.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK THAT:

- 1) Kenneth A. Joseph, the Tax Collector of the City of Newark, pursuant to N.J.S.A. 40A:12-14, be and hereby is authorized to enter into the annexed lease agreement on behalf of the City of Newark, as lessor, to let approximately 2,500 sq. ft. of floor space on the seventh (7th) floor of the above described premises to the said Office of Elderly Affairs, as lessee.
- 2) Said Office of Elderly Affairs shall, as consideration for said lease agreement, pay the lessor the sum of Seven thousand five-hundred dollars per year for each of the three years of the lease agreement.
- 3) The demised premises shall be used by the lessee as office space and associated use in pursuing their objectives; to wit, aid and counseling to the elderly residents of the City of Newark.
- 4) Said Tax Collector, Kenneth A. Joseph, shall be responsible for the enforcement of the covenants and conditions of the subject lease agreement.
- 5) The Reverend Harry Spellman, Director of the Office of Elderly Affairs, or his designated agent, shall annually submit a report to the Tax Collector summarizing the use of the demised premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. ¹¹⁷⁸ This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 8, BUSINESSES AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW CHAPTER REQUIRING THE LICENSING OF PUBLIC GARAGES FOR THE PURPOSE OF ELIMINATING ABUSES CONCERNING MOTOR VEHICLES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 8, Businesses and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be supplemented by adding a new chapter as follows:

PUBLIC GARAGES--LICENSING, ETC.

Businesses and Occupations

1. DEFINITIONS AS USED IN THIS ARTICLE.

- (a) Motor vehicle means any vehicle which is self propelled.
- (b) Sales means sale or any type of transfer of title of new or used motor vehicle.
- (c) Director means the Director, Division of Licenses, in the Department of Finance.
- (d) Public garage means any place, including gasoline service stations, in which one or more motor vehicles or parts thereof, including motorcycles are kept or stored, manufactured, repaired, demonstrated, sold, painted or serviced, or where any type of work is performed or carried out to service motor vehicles of all types.
- (e) Repairs shall mean work performed or to be performed upon any vehicle including but not limited to motors, ignition system, transmission, drive or electrical system, or body or fender work.

2. LICENSE REQUIRED.

No person shall conduct, operate or maintain a public garage in the City of Newark without first obtaining a license therefor as provided in this chapter.

3. APPLICATION FOR LICENSE: CONTENTS

- (a) Application under this Article for maintaining or operating a public garage shall be made on a form furnished by the Division of Licenses of the Department of Finance.

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(b) The application shall set forth the following:

- (1) Name and home address of the individual applicant; if a firm, the names and home addresses of the members of the firm; if a corporation, the names and home addresses of the president, secretary, all other officers of the corporation and the registered agent of the corporation and any other person or entity which has a financial or beneficial interest in the business of the applicant.
- (2) If the manager in charge is to be someone other than a person named above then his name and address.
- (3) Business address at which the applicant proposes to conduct the business.
- (4) Other information as to the applicant, his personnel and management which is or may be necessary in determining approval of the application and issuance of the license.
- (5) Whether or not any person listed on the application has ever been convicted of a crime, misdemeanor or disorderly persons offense, the number of convictions and the date, place and nature of the offense for which convicted.

4. DISQUALIFICATION OF APPLICATION.

- (a) No license shall be issued, held or transferred to any person, firm or corporation where the applicant, any partner, any officer, any person in management, or any person or entity having a financial or beneficial interest in the business of the applicant shall have been convicted of any misdemeanor or more serious crime. Any license issued in violation of this provision shall be void unless this provision is waived in accordance with subsection (b).
- (b) It shall be within the discretionary authority of the Director, Division of License, only with the concurrence of the Director of Police and upon a showing of good cause, to determine whether a license shall issue to any person, firm or corporation where the applicant, any partner, any officer, any person in management or any person or entity having a financial or beneficial interest in the business of the applicant shall have been convicted of any misdemeanor or more serious crime.

5. ISSUANCE OF LICENSE.

Upon approval of the application the Director shall issue the license.

6. TERM OF LICENSE: LICENSE FEE: RENEWAL OF LICENSE:

- (a) All licenses issued under this Chapter shall be for a term of one year commencing May 1 and expiring the following April 30.

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- (b) The annual fee for the license issued under this Chapter shall be \$100.00, payable when the application is filed. When an application is received and the operation or maintenance of the garage is to commence after May 1, the annual fee shall be pro-rated for the unexpired portion of the 12 month period at the rate of 1/12 of the annual fee for each month or part thereof of the unexpired portion of the 12 month period. In the event the license is not granted the application fee, less the sum of \$10.00, shall be returned to the applicant.
- (c) Application for renewal of a license shall be made on a form provided by the Director at least one month prior to the expiration of the current license.

7. TRANSFER OF LICENSE.

Upon application made in the manner prescribed by the Director the license may be transferred by the Licensee to any other person, firm or corporation approved by the Director.

8. RECORD BOOK.

Every operator of a public garage shall provide and keep a book in which shall be entered upon receipt of a motor vehicle a description of the motor vehicle, the vehicle identification number, the date received, the name and residence of the person from and/or for whom the vehicle was received and the service to be performed on the vehicle. The book shall, at all reasonable times be open to:

- 1. Any officer of the City Police Department;
- 2. Any duly authorized law enforcement personnel of the City, County, State or Federal Government;
- 3. Any inspector from the Division of Licenses.

9. INVESTIGATION OF LICENSEE'S CONDUCT.

The Director may, upon his own initiative or upon the filing of a written verified complaint of any person, investigate the actions of any licensee.

10. SUSPENSION AND REVOCATION OF LICENSE: HEARING.

Upon notice to the licensee by the Director, a hearing shall be conducted by the Director of the Department of Finance to determine whether any license issued under this Chapter may be suspended or revoked for any violation of this Chapter or any other applicable law, ordinance or regulation.

11. PENALTY.

Any person who violates any provision of this Chapter shall, upon conviction thereof, be punished by a fine not exceeding \$500.00 or by imprisonment not exceeding 90 days or both.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND ORDINANCE NO. 6-S & F-c, ADOPTED JULY 11, 1973, ENTITLED "BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF AUTOMOTIVE VEHICLES AND EQUIPMENT FOR THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN APPROPRIATION OF \$677,980. TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT AND TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET PROJECT NOS. 47/228-71, 84/4/72 AND 85/1/72)," SO AS TO ACQUIRE TWO (2) FRONT END LOADERS AND TWO (2) DUMP TRUCKS, INSTEAD OF ONE (1) FIFTY (50) TON CRANE.

WHEREAS, the Municipal Council of The City of Newark by Resolutions heretofore adopted, and has authorized the preparation of an ordinance appropriating in the aggregate funds to finance the improvements hereinafter described (Capital Budget Project Nos. 47/228-72, 84/4/72 and 85/1/72); NOW, THEREFORE,

BE IT ORDAINED by the Municipal Council of The City of Newark, as follows:

Section 1. Section (3) Purpose #3 of Ordinance No. 6s & Fc, adopted July 11, 1973, is hereby amended so as to read as follows:

"Purpose (3) The acquisition of new automotive vehicles including original apparatus and equipment and additional equipment

for use of the Department of Engineering of the City, consisting of nine thirty five (35) cubic yard Dump Trailers, one tandem Dump Truck, one low bed truck, two front end loaders and two Dump Trucks

| | |
|----------------------------------|-----------|
| Appropriation and estimated cost | \$534,980 |
| Down Payment | 26,980 |
| Amount of Bonds and Notes | \$508,000 |
| Period of Usefulness | 5 years |

Section 2. The estimated cost of Purpose (3) described in said Ordinance No.6s & Fc, adopted July 11, 1973, remains at \$534,980, the down payment appropriated by such Ordinance for said Purpose (3) remains at \$26,980, and the amount of bonds authorized by such Ordinance for said Purpose (3) remains at \$508,000 and the expenses as stated in such Ordinance remains at \$6,000, the period of usefulness is 5 years as stated in such Ordinance and the authorization pursuant to the exception to the debt limitations of the Local Bond Law as recited in such Ordinance is permitted by exception contained in sub-division (f) of N.J.S. 40A:2-7 as stated in such Ordinance. The gross debt of the City is not increased by this ordinance.

Section 3. This ordinance shall take effect twenty days after the first publication thereof after final passage.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.**1183**

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF CONTRACT ADMINISTRATOR, DATA PROCESSING AND TO DELETE CERTAIN OTHER TITLES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor", (6S&Fk) adopted November 22, 1966 and amendments thereto, be and is hereby amended by creating the title, title code, the annual minimum salary, the annual maximum salary therefor, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Contract Administrator, Data Processing | \$ 19,887. | \$ 24,172. |

Section 2. That the aforementioned ordinance be further amended by deleting therefrom the following, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Assistant Director, Data Processing Division 13-002 | \$ 10,547. | \$ 12,816. |
| Computer Operator 13-008 | 7,870. | 9,567. |
| Data Control Clerk 13-016 | 6,798. | 8,264. |
| Data Processing Programmer 13-011 | 9,567. | 11,628. |
| Director, Data Processing Division 13-001 | 16,361. | 19,887. |
| Director of Information Systems 13-001.50 | 19,887. | 24,172. |
| Keypunch Machine Operator 13-017 | 6,166. | 7,495. |
| Principal Computer Operator (30 hrs.) 13-006.50 | 9,111. | 11,074. |
| Principal Data Processing Programmer 13-003 | 12,209. | 14,848. |
| Senior Computer Operator 13-007.1/2 | 8,264. | 10,045. |

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| POSITION | | ANNUAL MINIMUM SALARY | ANNUAL MAXIMUM SALARY |
|-----------------------------------|-----------|--------------------------|--------------------------|
| Senior Key punch Machine Operator | 13-012 | \$ 6,798. | \$ 8,264. |
| Senior Systems Analyst | 03-006.25 | 14,848. | 18,038. |
| Systems Programming Manager | 13-001.75 | 16,361. | 19,887. |
| Supervisor of Data Control | 07-021.10 | 8,677. | 10,547. |
| Tape Librarian | 13-012.05 | 8,264. | 10,045. |

Section 3. All prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was amended on second reading and final passage, advertised in accordance with law and a hearing date set on the amendment. The ordinance, as amended, is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MARCH 3, 1973 AS AMENDED. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF ENGINEERING), AS AMENDED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted March 3, 1973 and amendments thereto, be amended to adjust the salary for Director, Department of Engineering.

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| POSITION | ANNUAL MINIMUM SALARY | ANNUAL MAXIMUM SALARY |
|---|--------------------------|--------------------------|
| Director, Department of Engineering 02-009.50 | \$30,000. | \$30,000. |

Section 2. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance, as amended, to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are six and the no is one. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Carrino arrived at 8:40 P. M.)

HEARINGS OF CITIZENS.

6-HC-a. MR. EMORY P. PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in reference to an incident which occurred in the Mayor's Office on March 23, 1976. He urged the Municipal Council to adopt a resolution condoning the action to protect the respect and dignity of the Office of the Mayor in Newark.

President Harris related the Members of the Municipal Council have been invited to appear before the Essex County Grant Jury next week. He contended this is a matter for the Grand Jury, not the Municipal Council, to resolve.

Councilman Tucker concurred with President Harris. He emphasized he will make himself clear on this matter at a later date.

Councilman Allen recalled a similar incident which occurred in the Council Offices because someone in Administration did not act properly, resulting in \$3,000. damage. He said the incident which occurred in the Mayor's Office will be resolved by the Essex County Grand Jury.

Councilman James felt the resolution should read to "condemn" the action rather than to "condone." This matter cannot be resolved by this Council. Since it is a court matter, it becomes incumbent upon the Council Members to make statements before the

proper law officers.

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The following speakers addressed the Municipal Council in reference to the phasing out of the Office of Elderly Affairs and termination of Day Care Centers' employees:

6-HC-b. MRS. MARGARET ROUSE, 75 SOUTH 12TH STREET, NEWARK, NEW JERSEY.

6-HC-c. MRS. LULA WILLIAMS, 611 HIGH STREET, NEWARK, NEW JERSEY.

6-HC-d. MRS. CHRISTINE BLAKELY, 611 HIGH STREET, NEWARK, NEW JERSEY.

The City Clerk called attention there is nothing before the Municipal Council stating the Office of Elderly Affairs is being phased out.

President Harris pointed out \$380,000. has been appropriated in the Housing Community Development Administration Budget for the Office of Elderly Affairs. He suggested the speakers meet with Councilman Allen tomorrow to try to resolve this matter.

The following speakers addressed the Municipal Council. They stated people in the East Ward are renovating homes, new homes are being built and the end result is high real estate taxes. The speakers asked for relief from the Municipal Council.

6-HC-e. MR. MANUEL ROSA, 19 GOTTHARDT STREET, NEWARK, NEW JERSEY.

6-HC-f. MR. ARMANDO JANEIRA, 91 CHAMBERS STREET, NEWARK, NEW JERSEY.

Councilman Martinez cited East Ward residents were denied a certificate of occupancy. He stressed he is proud what the Portuguese people are doing in the East Ward. However, they are being rewarded with a tax increase. Councilman Martinez maintained the Council is doing all they can to legally change the law. He said Newark Schools were rated No. 1 in the country; today school budgets have tripled and the tax rate has increased, yet the Newark Schools are rated one of the lowest in the country, disproving more money will provide our children with a quality education. Councilman Martinez reiterated we do not want to see people build new homes or renovate existing homes and be rewarded with an increase in taxes.

President Harris explained the City of Newark operates under the Faulkner Act, Plan C and the Municipal Council is the legislative branch of the government. Presently the City is faced with a court mandate to reevaluate all properties in the City of Newark. The Council Members have strong feelings about this matter because of their dedication to the people of the City of Newark.

President Harris stated the Council Committee to Investigate Conditions in the East Ward, chaired by Councilman Martinez, is checking matters such as were brought up by these speakers.

Councilman Tucker maintained New Jersey needs tax reform. Until New Jersey

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is going to deal with tax reform, the present situation will continue. They are going to urge the Essex County Legislators to push through tax reform for the entire State of New Jersey. Councilman Tucker pointed out the State utilizes large parcels of land in Newark and does not pay taxes to the City of Newark. Two-thirds of the land area of the City of Newark is tax exempt.

Councilman James stated the Administration submitted the 1976 Municipal Budget to the Council with a proposed tax rate of \$11.76. This Council, under the leadership of Council President Harris, slashed \$8.5 million from the budget submitted by Administration setting the tax rate a little under \$10.00, but then with the increase in the Board of Education Budget, as mandated by the State, the tax rate was \$10.00.

Councilman Carrino queried what steps are being taken to improve the situation. He asserted it is causing people to abandon properties and move out of the City. The State of New Jersey has proposed a bill to at least start us on the right foot. A homeowner can make repairs up to \$4,000. and his home will not be reassessed for at least five years.

6-HC-g. MR. LOUIS J. SMITH, PRESIDENT, NEWARK TAXI DRIVERS ASSOCIATION, 82 WEST ALPINE STREET, NEWARK, NEW JERSEY, strongly opposed appointment of Ms. Abbey Stocks as a Member of the Taxicab Commission because she is not familiar with taxicab drivers' problems. Mr. Smith declared the Newark Taxicab Drivers Association is not opposed to Ms. Stocks because she is a woman. They would accept a qualified woman as a Member of the Taxicab Commission.

President Harris noted Mayor Gibson has withdrawn the nomination of Ms. Abbey Stocks as a Member of the Taxicab Commission.

Councilman James urged the Newark Taxicab Drivers Association to exercise wisdom in recommending an appointee to the Newark Taxicab Commission.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, DISMANTLED OUTDOOR POOL (SCRAP), DEPARTMENT OF RECREATION AND PARKS; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mrs. Seaman, representing Director Washington, Department of Recreation and Parks, met with the Council March 16, 1976)

(Recreation and Parks Director Washington and Engineering Director Zach met with the Council April 20, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ALLAIRE LUMBER AND MILLWORK CO., INC., 17 HOFFMAN BOULEVARD, EAST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR REPAIRING AND REPLACING PARTS FOR OVERHEAD DOORS IN VARIOUS CITY BUILDINGS, FOR \$18,000., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, CONTRACT EFFECTIVE MARCH 18, 1976 TO MARCH 17, 1977; TOTAL AMOUNT SHALL BE PAID FROM DEPARTMENT OF PUBLIC WORKS, PUBLIC PROPERTY OPERATING BUDGET, \$13,000. AVAILABLE FOR THE REMAINDER OF 1976, BALANCE TO BE APPROPRIATED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NEWARK MUNICIPAL COURT'S MANAGEMENT AND IMPROVEMENT PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$59,113. BY S.L.E.P.A., \$3,284. BY THE STATE BUY-IN AND \$3,284. BY THE STATE LOCAL REQUIRED CASH FUNDING. CITY ADDITIONAL CONTRIBUTION \$41,267., TOTALLING \$106,948.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled March 17, 1976)

(Removed from the table April 7, 1976)

(This resolution was adopted at a special meeting April 15, 1976)

7-R-d. RESOLUTION REQUESTING PERMISSION OF DIRECTOR OF LOCAL GOVERNMENT SERVICES THAT REVENUES ANTICIPATED IN THE AMOUNT OF \$1,148,000. RECEIVED FROM HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, TITLE X - EDA PROJECT BE DEDICATED IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 40A:4-39 AND THAT A TRUST FUND BE ESTABLISHED FOR SAID PURPOSE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO PROVIDE RELOCATION ASSISTANCE IN CONJUNCTION WITH THE OPEN SPACE PROGRAM AT A TOTAL COST NOT TO EXCEED \$81,654. TO BE PAID FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OPEN SPACE PROGRAM \$3,000,000., RESOLUTION 7-R-o, APRIL 3, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING THE CITY CLERK TO ENTER INTO CONTRACT WITH GANN CODES, INC., IN THE AMOUNT OF \$8,790., FOR PREPARATION AND PRODUCTION OF POCKET SUPPLEMENTS TO THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-2, AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JIACOMO ADESSA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM APRIL 5, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID \$9,750., BUDGETED IN MUNICIPAL OPERATING BUDGET FOR 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH HARRY TAFF, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM APRIL 5, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID \$9,750., BUDGETED IN MUNICIPAL OPERATING BUDGET FOR 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING)

PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF
RESOLUTION)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM BARTON SAVINGS AND LOAN ASSOCIATION, FORMERLY K/A ARROW SAVINGS AND LOAN ASSOCIATION, A CORPORATION OF THE STATE OF NEW JERSEY, OWNERS OF PREMISES 417 SOUTH 7TH STREET, BLOCK 302, LOT 22, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ENRIQUE ORTEGA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM APRIL 21, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID \$2,750., BUDGETED IN MUNICIPAL OPERATING BUDGET FOR 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEROME HIRSCHBERG, O. D., FOR DELIVERY OF OPTOMETRIC SERVICES AT NEWARK DIVISION OF HEALTH, FROM APRIL 21, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID \$5,500., BUDGETED IN MUNICIPAL OPERATING BUDGET FOR 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by

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Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH FRANK GRADONE, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM APRIL 21, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID \$900., BUDGETED IN MUNICIPAL OPERATING BUDGET FOR 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-m.

RESOLUTION RATIFYING CONTRACT WITH UNIFIED VAILSBURG SERVICES FOR TERM JULY 1, 1975 TO APRIL 20, 1976 AND AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT FOR FULL PERIOD TERMINATING JUNE 30, 1976 FOR PURPOSE OF IMPLEMENTING VAILSBURG YOUTH FIRST YEAR PROJECT AS DESCRIBED IN ATTACHED CONTRACT FOR AN AMOUNT NOT TO EXCEED \$51,740.49 FOR THE BALANCE OF THE CONTRACT TERM. (\$95,000. SLEPA, \$5,278. STATE BUY-IN AND \$5,278. PRIVATE LOCAL CASH, TOTALLING \$105,556.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-n.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN AN APPLICATION ENTITLED "TEAM POLICING PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$254,455. BY S.L.E.P.A. STATE OF NEW JERSEY BUY-IN \$13,392. AND LOCAL CASH H.C.D.A. \$39,637., TOTALLING \$307,484.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris.

Councilman James stated heretofore Team Policing was exclusively in the South Ward, located between Nye Avenue and Rose Terrace and Seymour Avenue and Irvington Avenue, because of the high incidence of crime. If we are moving it throughout the City, and that is the intent of this resolution, he would suggest the Council request the Police Director to forward a table of organization to this Council indicating which ward would be serviced, for what period of time and whether 11 officers are going to be rotated from ward to ward or whether they would move 2 policemen per ward. Councilman James strongly opposed the movement of this pilot project from the South Ward, where the Police Director indicated if this proved successful in the South Ward, then the challenge would be to go City-wide. Councilman James contended they have not had time to document its overall success, nor has the program had an opportunity to run its full length of pilot time. He suggested two questions be answered by the Police Director; what method is going to be used, all eleven policemen rotating per ward or two men allocated per ward and their location.

The City Clerk was directed to invite Business Administrator Walls, Police Director Williams and Police Chief Barres to meet with the Municipal Council at their special conference April 27, 1976 to discuss team policing, substations, attrition and replacement of police officers eliminated from the table of organization.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

7-R-o.

RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT TO THE REGIONAL ADMINISTRATOR OF THE U. S. DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION A PREAPPLICATION FOR FEDERAL ASSISTANCE TO CONTINUE AS PRIME SPONSOR DURING FISCAL YEAR 1977 UNDER PROVISIONS OF TITLE I OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-p.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH ORANGE MATTRESS TO EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT, FOR SUM NOT TO EXCEED \$1,020.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION ACCEPTING BID OF WILBUR BOOTH OF THE WILBUR BOOTH GENERAL INSURANCE COMPANY, TO LEASE APPROXIMATELY 1,045 SQUARE FEET OF OFFICE SPACE ON SEVENTH FLOOR OF CITY-OWNED PREMISES 16-20 PARK PLACE, NEWARK, NEW JERSEY, FOR \$349. PER MONTH FOR A THREE YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 3 SNO-GOS (JUNK EQUIPMENT), DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-s.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH D. MCGINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 31, 1975 AND ENDING JANUARY 31, 1976. (WORKING ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH D. MCGINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 31, 1976 AND ENDING JULY 31, 1976. (WORKING ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION REFUNDING OVERPAYMENT ON NEWARK PAYROLL TAX FOR 1975 TALLING \$245.15 TO CATHY-ANNA INC., 231 GRANT AVENUE, EAST NEWARK, NEW JERSEY; SAID OVERPAYMENT SHALL BE PAID FROM REVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO GLOBE MORTGAGE COMPANY, TAX DEPARTMENT, 110 MAIN STREET, HACKENSACK, NEW JERSEY 07602, THE SUM OF \$387.34, NOW ON THE RECORDS OF WATER ACCOUNTING. FIRST PAYMENT WAS MADE AT TITLE CLOSING TO COVER LIEN AGAINST PROPERTY KNOWN AS 37-41 WILBUR AVENUE, NEWARK, NEW JERSEY, BLOCK 3681, LOT 23, WATER ACCOUNT NUMBER 06/298/3300/00; IN THE INTERIM THE GLOBE MORTGAGE COMPANY MADE PAYMENT OF \$387.34 TO THE NEWARK TAX DEPARTMENT FOR LIEN ON PROPERTY KNOWN AS 37-41 WILBUR AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

1135 7-R-w. RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT TO THE REGIONAL ADMINISTRATOR OF
THE U. S. DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION A PREAPPLICATION
FOR FEDERAL ASSISTANCE, TO CONTINUE AS ELIGIBLE APPLICANT DURING FISCAL YEAR 1977
UNDER PROVISIONS OF TITLE II OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-x. RESOLUTION GRANTING FIREWORKS DISPLAY PERMIT TO SAN MICHELE ARCANGELO, MT.
CARMEL CHURCH, 259 OLIVER STREET, NEWARK, NEW JERSEY, FROM 9 A. M. TO 10 P. M., ON MAY
6, 7, 8, 9, 1976, THROUGH THE ROUTE OF PROCESSION; AND APPROVING INDEMNITY BOND THEREOF.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK APPROVING THE URBAN
RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR CENTRAL WARD URBAN RENEWAL PROJECT
N.J.R-32. (FOURTH AMENDMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN THE
SUM OF \$9,000. PAYABLE TO HOWARD WRIGHT AND JAMES A. CAREY, ESQ., OLD TUDOR VILLAGE,
1024 HIGHWAY 35, WALL TOWNSHIP, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED
NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF MR. WRIGHT'S CLAIM FOR OVERTIME
TOTALING \$12,068.40 ACCUMULATED BETWEEN 1966 AND 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Walls and Corporation Counsel Buck to meet with the Municipal Council at their pre-meeting conference May 4, 1976 to discuss this matter,

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was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A GRANT CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT SUM OF \$62,044. FROM PREVIOUS GRANT AGREEMENT #00348, DATED JANUARY 10, 1975, PLUS SUM OF \$355,262. OF NEW MONIES FROM TITLE VII, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, FOR PERIOD OF ONE YEAR, FROM NOVEMBER 1, 1976 TO OCTOBER 31, 1976, FOR A TOTAL OF \$417,306. (\$417,306.-NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, \$53,808.-CITY OF NEWARK IN-KIND CONTRIBUTION, \$41,800.-FUNDS GENERATED BY THE PROGRAM, TOTALING \$512,914.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM FRANCIS CHERVENAK AND JOSEPHINE CHERVENAK, HIS WIFE, OWNERS OF PREMISES 2-4 PROSPECT PLACE, BLOCK 248, LOT 68, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORE-CLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION REAPPOINTING 6 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1976 (NEW JERSEY STATE SPECIAL POLICE ASSOCIATION) (JULIUS GEVER, ELMER KING, GARY HINTON, NELSON PEREZ, ROBERT WATKINS, HOMER MOSLEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

1137 7-R-bd.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES AT PUBLIC AUCTION (205 JUNK VEHICLES, 1 1974 HONDA MOTORCYCLE-BURGUNDY, 1 1969 PLYMOUTH 4 DOOR BROWN, 1 1969 PONTIAC-2 DOOR GREEN), PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION REQUESTING PERMISSION OF THE DIRECTOR OF LOCAL GOVERNMENT SERVICES THAT REVENUES ANTICIPATED IN AMOUNT OF \$20,613,000. RECEIVED FROM THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 BE DEDICATED IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 40A:4-39 AND THAT A TRUST FUND IS HEREBY ESTABLISHED FOR SAID PURPOSE. (SECOND YEAR FUNDING)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mayor's Policy and Development Office Executive Director Dennison met with the Council April 20, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Martinez felt this trust fund would not be in the best interest of the citizens of the City of Newark.

Councilman Tucker explained the question originally raised was primarily that relating to the trust fund, equating the trust fund with the former trust fund in the Real Estate Department. The Staff checked with the Division of Local Government Services in Trenton and subsequently checked the resolution submitted last year. The Council did approve a trust fund last year. The Staff reported it was not the same kind of a trust fund as in former Tax Collector Rother's operation. Apparently the State Division of Local Government Services requested that the Community Development Administration funds last year be placed in a trust fund and this is a continuation of that application. The question has been resolved.

Chief Accountant Fitzsimons stated he spoke with the Division of Local Government Services yesterday. They told him this was a directive from Director Laezza last year when these funds first came into the City. Director Laezza was not there yesterday. One of the Assistants did say since the Council had approved this last year, in reality Administration did not have to come to us this year for this resolution.

They could just continue on the basis of last year's resolution already being approved. If the Council wants, we can write a letter requesting the budget as submitted be adhered to in the expenditures of all of these funds.

President Harris asked if this resolution could be approved conditioned upon verification from Division of Local Government Services Director John F. Laezza, Jr. indicating his thoughts in writing.

The City Clerk replied in the affirmative. He added when a trust fund is established, those funds are dedicated to the purposes for which the appropriations are made or the funds are deposited. If the budget supporting that amount is attached to that trust fund, implications are that those funds must be used to carry out the purposes for which the appropriations are made totaling \$20 million. Therefore, we can carry out the direction of the Council to notify the Division of Local Government Services that the expenditures of those funds should be limited within the framework of the budget which the Council has approved.

Councilman Carrino asked if the \$20 million from the Federal Government could be put into an account bearing interest.

Chief Accountant Fitzsimons replied this money is drawn down from the Federal Government as it is needed. We do not get the full amount at one time. A trust fund is established so that money goes in there and is used when needed.

Councilman James recalled Mayor's Policy and Development Office Director Dennison stated any transaction heretofore requires Council approval. Councilman James favored a trust account and feels it is correctly made in order to be a separate account of monies received. We too can examine checks drawn and accounting. Councilman James believed this is the first step similar to Chapter 177, placing funds in School Account, whereby any official can come in and scrutinize expenditures of money. The Council should go ahead with this. It is a wise step in the right direction. Councilman James concurred with President Harris that if the Council received a statement from Trenton that they are acting in accordance with the law, they should go ahead.

The City Clerk pointed out dedicating these funds in this manner makes it impossible, in the future, to transfer funds or reserve it and use for any other purpose other than for what it was appropriated.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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The City Clerk was directed to request assurance from Division of Local Government Services Director John F. Laezza that the establishment of this account by resolution restricts the expenditure of any monies to the budgets approved by this Council in the City's application for funds under Housing and Community Development Act of 1974.

7-R-bf. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR, ON BEHALF OF CITY OF NEWARK, TO ACCEPT GIFT OF A STAT-KING COPY CAMERA PHOTOSTAT MACHINE FROM KEYES MARTIN AND COMPANY, SPRINGFIELD, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION APPOINTING MERINDA N. PERAL CONSTABLE FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING HER BOND AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT, ON BEHALF OF CITY OF NEWARK, WITH HARRY GOLDFADEN SONS, INCORPORATED, 262-268 SOUTH 20TH STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-03R, REHABILITATION OF COPPER DOME AT CITY HALL BUILDING, 920 BROAD STREET, NEWARK, FOR TOTAL SUM OF \$43,850., AS SHOWN IN PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS. (FUNDS PROVIDED FOR BY BOND ORDINANCE 6-S & F-c, APRIL 16, 1975 AS AMENDED BY BOND ORDINANCE 6-S & F-d, FEBRUARY 18, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk related as per direction of the Municipal Council, he requested Administration, in the future, when they ask for services to be performed, they send the Council an evaluation as to whether such services might not be performed more economically by municipal employees rather than by outside contractors.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani.

Councilman Carrino pointed out this company, the lowest responsible bidder,

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has a bid pending on a center on Bloomfield Avenue. Their bid was accepted in January but they were unable to do the work because they were unable to meet insurance requirements. How can they start this job if they cannot get insurance on it?

The City Clerk replied when they state "lowest responsible bidder," it means the contractor met all of the specifications, including the filing of a performance bond and the necessary insurance coverage to protect the City. Insurance is one of the criteria which must be met to become the lowest responsible bidder. The insurance policy has been filed in this matter.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

7-R-bi. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, SLEPA MATCH (M.I.P. PROJECT) - \$44,551.; ITEM AVAILABLE FROM CITY OF NEWARK
DEDICATED TRUST ACCOUNT #26-GLP-4608, UNCLAIMED BAIL.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at the special meeting April 15, 1976)

7-R-bj. RESOLUTION AUTHORIZING REAL ESTATE OFFICER TO ADVERTISE FOR BIDS TO LEASE,
FOR PERIOD OF 65 YEARS, PREMISES 489-559 IRVINGTON AVENUE, LOT 3, BLOCK 4274 (IVY HAVEN
SITE-6.97 ACRES) AT PUBLIC AUCTION, AT 10:30 A. M., MAY 3, 1976, AT 786 BROAD STREET,
SUITE 1300, NEWARK; PURSUANT TO N.J.S.A. 40A:12-14(a), AS PER CONDITIONS AND LEASE
ANNEXED HERETO; WITH FURTHER NOTICE OF MEETING OF MUNICIPAL COUNCIL, AT 1 P. M., MAY 5,
1976, AT WHICH TIME COUNCIL WILL EITHER ACCEPT OR REJECT BIDS AS PROVIDED BY STATE
LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Real Estate Officer Dante Milano and Newark Economic Development Corporation
Deputy Executive Director Alfred L. Faiella met with the Council April 20, 1976)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

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RESOLUTION WAIVING ADOPTION OF 1976 CAPITAL PROGRAM SINCE CITY OF NEWARK HAS

ACTIVE CAPITAL BUDGET PROJECTS TOTALLING \$63,579,995. UNDER PRIOR CAPITAL BUDGETS, A
PORTION OF WHICH BUDGETS WILL BE COMPLETED DURING THE CURRENT YEAR AND DIRECTING A
COPY OF THIS RESOLUTION BE FILED WITH DIVISION OF LOCAL GOVERNMENT SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen.

Councilman Tucker stated the Council met with representatives of the Finance Department. At this time, Newark has in excess of \$100 million in authorizations on bonds. With the approval of this resolution, which is procedural, he wants to make sure the Finance Director is directed to submit to the Council a complete listing of all outstanding authorizations and also a recommendation that would insure that those particular authorizations would be terminated if no longer priorities of the City Administration.

The City Clerk related he has forwarded a letter to Finance Director Sullivan stating that the present authorization for capital projects totalled \$63,579,995. The Municipal Council would like to know whether any of such authorized projects are currently necessary for present or future implementations. Further, if there is no such present or proposed future use of such projects that the respective authorization be cancelled to make available additional borrowing power.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION REAPPOINTING GEORGE PATTERSON SPECIAL POLICEMAN FOR YEAR ENDING
DECEMBER 31, 1976 (NEW JERSEY STATE SPECIAL POLICE ASSOCIATION).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION COMMENDING MARIA LUIZA LEONARDO MISS PORTUGAL U.S.A. 1976.

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-bn. RESOLUTION COMMENDING "T.V. PORTUGUESE HOUR" AND ITS HOST, FERNANDO SANTOS,
FOR VALUABLE CONTRIBUTIONS TO NEWARK'S PORTUGUESE COMMUNITY.

This resolution was presented by the Council of the Whole and declared adopted
by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-bo. RESOLUTION COMMENDING TONI UZZOLINO, LITTLE MISS IRONBOUND 1976.

This resolution was presented by the Council of the Whole and declared adopted
by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-bp. RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF MR. LOUIS
B. MOORE, SR., FATHER OF TERRANCE D. MOORE, EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED
CONSERVATION AND DEVELOPMENT.

This resolution was presented by the Council of the Whole and declared adopted
by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-bq. RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEMISE OF MICHAEL
A. GIULIANO, FORMER STATE SENATOR.

This resolution was presented by the Council of the Whole and declared adopted
by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

7-R-br. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO
ENTER INTO A CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION TO OPERATE A CONSTRUCTION
TRADES TRAINING PROGRAM FOR 120 TRAINEES, FOR SUM NOT TO EXCEED \$39,910.; SOURCE OF
FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1976, TITLE II. (CONTRACT AWARDED
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5
(1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES TO CONTRIBUTE TO NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES 25.0% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT 19 NEWARK DAY CARE CENTERS, FOR NET SUM OF \$535,321.75 PROVIDED THE STATE ADDS REMAINING 75.0% OF SAID COST; AND CONTRIBUTE ENTIRE AMOUNT TO THESE CENTERS AT RATE OF \$50. PER CHILD PER WEEK, FOR PERIOD APRIL 1, 1976 TO MARCH 31, 1977. (H.C.D.A. I - \$21,026.00, H.C.D.A. II - \$530,852.09, TOTALING \$551,878.09)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN AN APPLICATION ENTITLED "24 HOUR SECURITY PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$1,164,508. BY L.E.A.A. AND \$199,680. LOCAL CASH, TOTALLING \$1,364,188.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris.

President Harris requested the City Clerk send a letter to High Impact Anti-Crime Program Executive Director Zalkind indicating the Council is disturbed at his behavior with respect to "added starters." Mr. Zalkind's track record leaves something to be desired with respect to forwarding legislation to the Council in time for them to adequately scrutinize and review such legislation. President Harris added if it were not for Newark Housing Authority Executive Director Notte, he would not be receptive to voting in the affirmative on this resolution at this meeting.

The City Clerk was directed to send the letter to High Impact Anti-Crime Program Executive Director Zalkind.

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Councilman Martinez declared again over \$1 million is coming into the City of Newark for another Law Enforcement Assistance Administration Program, which funds could be used for local policemen to do a job. He has received nothing but complaints regarding Security Officers. Councilman Martinez said he cannot go along with this resolution.

Councilman Carrino contended the security men are not doing the job they are supposed to be doing. However, he will vote in the affirmative on this resolution because security is needed in the housing projects. Councilman Carrino recommended the Council discuss this matter with Newark Housing Authority Executive Director Notte and the individual operating the program to ascertain what improvements they are going to make. He further recommended the City Clerk request that an evaluation of this project be submitted for Council review.

Councilman Allen said he has received many complaints about this project. He stressed the need for additional policemen on the street. Councilman Allen concurred that the Council should discuss this matter with Newark Housing Authority Executive Director Notte. If the program does not work out any better than it did in the past, then the Council can investigate the entire program.

Councilman James called attention to a statement by Mr. Zalkind in the New York Times indicating it was envisioned that the addition of the housing security force would reduce crime significantly in the housing projects. Crime has not been reduced, in fact it has increased. Councilman James felt this is a question the Council could do much investigating into; not to abolish housing security force but how to improve the housing security force.

Councilman Tucker stated the Council met with Newark Housing Authority Executive Director Notte and 24 Hour Housing Security Project Director Sterling West. None of us is satisfied with the operation of the program. Councilman Tucker declared he would be the last person to say to abolish the program. If there is need for improvement, we should follow the program as we did before, meet with Messrs. Notte and West to insure things are included which we feel should be included and if there is need for closer coordination with the Police Department, make sure they are accomplished. We should try to improve the program, investigate what is happening. Councilman Tucker hoped we can continue while going through that process to provide security services which we are providing now to tenants of public housing.

The motion to adopt the resolution and directing the City Clerk to invite Newark Housing Authority Executive Director Notte to meet with the Municipal Council at

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their special conference April 27, 1976 to discuss the 24 Hour Security Project, was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-bu.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CHANGE ORDER NOT TO EXCEED \$65,000., CONTRACT WITH CEDRIC CONSTRUCTION CORPORATION (RESOLUTION 7-R-bi, MAY 7, 1975) FOR CONSTRUCTION OF CERTAIN IMPROVEMENTS TO BOYLAN STREET POOL AND BUILDINGS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A CONTRACT WITH AUTOMATIC DATA PROCESSING FOR PAYROLL AND MANAGERIAL ASSISTANCE FOR SPEDY '76 PAYROLL, FOR SUM NOT TO EXCEED \$35,717.50; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT TRAINING ACT OF 1973 TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-6. AUTHORIZING ADVERTISING OR RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Manpower Director Wheeler, Comprehensive Manpower Delivery Service Executive Director Jones and Work Experience Program Manager Grant to meet with the Municipal Council at their special conference April 27, 1976 to discuss implementation of SPEDY Program, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. PROPOSED "ORDINANCE ESTABLISHING REGULATIONS FOR MUNICIPAL PUBLICATIONS AND SIGNS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-o on Page 11 in the minutes of this meeting)

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 9, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ARLINGTON STREET AS LAID OUT 40 FEET IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM BRANFORD PLACE TO MARKET STREET; ALSO FOR THE VACATION OF LANDERS ALLEY AS LAID OUT 21 FEET MORE OR LESS IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE, 10 FEET MORE OR LESS NORTHERLY TO ITS TERMINUS, AND FOR THE VACATION OF PARTS OF BRANFORD PLACE AS SHOWN ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SHIPMAN STREET TO UNIVERSITY AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Walls to meet with the Municipal Council at their pre-meeting conference May 4, 1976 to discuss this matter, was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON VANDERPOOL STREET."

(Vanderpool Street, north side, from McCarter Highway to Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 5, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

8-d.

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The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED APRIL 9, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-4, PARKING
LIMITED TO ONE HOUR, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE
CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESTRICTED PARKING TO ONE
HOUR ON CERTAIN STREETS DURING VARIOUS HOURS AND ON VARIOUS DAYS."

(Bloomfield Place, South side, from Broad Street to Broadway,

from 7 A. M. to 6 P. M., Monday through Saturday

Salem Street, both sides, from South Orange Avenue to Rockland

Terrace, from 7 A. M. to 6 P. M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Bottone, seconded
by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED APRIL 12, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING 27:2-2 OF THE REVISED
ORDINANCES OF THE CITY OF NEWARK AS SUPPLEMENTED, SO AS TO AMEND THE ZONING DISTRICT MAP
OF THE CITY OF NEWARK."

(Rezoning portion of land in East Ward from Second Industrial to Third
Residential, bound by Van Buren, Malvern and Chestnut Streets)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to table this ordinance was made by Councilman Martinez, seconded by
Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

8-f.

COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED APRIL 12, 1976,
NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, MS. ABBEY STOCKS, 5 HARVARD
STREET, EAST ORANGE, NEW JERSEY, AS A MEMBER OF THE TAXICAB COMMISSION, FOR A TERM EX-
PIRING DECEMBER 3, 1976.

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return this communication to
Administration as per the request of the Mayor was made by the Council of the Whole and
adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED APRIL 12, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE
ENTITLED, 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE
AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS
THERE TO (TO DELETE THE TITLE AND SALARY RANGE FOR DEPUTY TAX COLLECTOR AND CREATE THE
TITLE AND SALARY RANGE FOR ASSISTANT TAX COLLECTOR AS PER CIVIL SERVICE CLASSIFICATION)."

(Assistant Tax Collector \$13,460. - \$16,361.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 5, 1976
Calendar of the Municipal Council for first reading was made by Councilwoman Villani,
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED APRIL 12, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING
OR STANDING, PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE
REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED,
PROHIBITING STOPPING OR STANDING ON FOURTEENTH AVENUE."

(Fourteenth Avenue, south side, beginning at a point 35' east of the easterly
curbline of Speedway Avenue and extending 50' easterly therefrom, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Bottone, seconded by
Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MARCH 26, 1976,
NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, GENEVA STANFORD, ESQ., TO
REPLACE MS. M. BERNARDINE JOHNSON, AS A MEMBER OF THE RENT CONTROL BOARD, FOR A TERM
EXPIRING JULY 9, 1976.

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(Copy of communication submitted to each Member of the Council)

(Ms. Stanford met with the Council April 20, 1976)

A motion to confirm the nomination of Geneva Stanford, Esq., to replace Ms. M. Bernardine Johnson, as a Member of the Rent Control Board, for a term ending July 9, 1976, was made by President Harris, seconded by Councilman Tucker.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

President Harris. The nomination is confirmed.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976,
ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN
OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON
AVENUE, NEW YORK, N. Y. 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL
PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED
BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE
ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC
CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS
AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman James,
seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued
from March 31, 1976 to April 12, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Parent Association of St. Benedict's | 6855 (Amended) |
| Broadway Unit of the Boys Clubs of Newark | 7002 (Amended) |
| St. Stanislaus Roman Catholic Church | 7098 |
| St. Lucy's Society | 7100 |

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SENIOR CITIZENS

LICENSEE

LICENSE NUMBER

The Kretchmer Social and Friendship Tenants
Club for Senior Citizens

19

RAFFLES LICENSES

LICENSEE

LICENSE NUMBER

East Side High School PTA

7095

James G. Shawger Home and School Association

7096

Philoptochos Adelphotis
"St. Irene" of St. Demetrios

7097

Clear View Baptist Church

7099

A motion to concur in the report was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

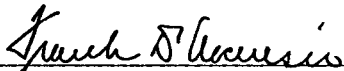
ADJOURNMENT.

12. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
President Harris.

This meeting adjourned at 10:30 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Stephen Woodstock, St. Charles Borromeo Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris, Acting City Clerk Korngut, Clerk of the Municipal Council; Lieutenant John Mosca, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 4, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 27, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF MARCH, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-b. The Acting City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF MARCH, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 4-c. The Acting City Clerk presented PROGRESS REPORT NO. 25, FOR PERIOD ENDED MARCH 31, 1976 SECONDARY FACILITIES - IN COMPLIANCE WITH CONSENT ORDER FILED SEPTEMBER 30, 1970, SUBMITTED BY CHARLES A. MANGANARO, CONSULTING ENGINEERS.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 4-d. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD MARCH 18, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 4-e. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF SCHOOL ESTIMATE, HELD MARCH 4, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 4-f. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF SCHOOL ESTIMATE, HELD MARCH 12, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 4-g. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF SCHOOL ESTIMATE, HELD MARCH 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 4-h. The Acting City Clerk presented NEW JERSEY WATER POLLUTION CONTROL PROGRAM PLAN FOR FISCAL YEAR 1976-1977, SUBMITTED BY JEFF ZELIKSON, DEPUTY DIRECTOR, DIVISION OF WATER RESOURCES.

A motion that the Program Plan be received and placed on file was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-i. The Acting City Clerk presented REPORT OF EXAMINATION, NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICE - SUB-CONTRACTOR, AUDIT PERIOD AUGUST 5, 1974 THROUGH JUNE 30, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-j. The Acting City Clerk presented REPORT OF EXAMINATION, PUERTO RICAN VETERANS ASSOCIATION - SUB-CONTRACTOR, AUDIT PERIOD SEPTEMBER 1, 1974 THROUGH AUGUST 31, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-k. The Acting City Clerk presented REPORT OF EXAMINATION, PART I, BROADWAY HEALTH GROUP - SUB-CONTRACTOR, AUDIT PERIOD JULY 1, 1974 THROUGH JUNE 30, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-l. The Acting City Clerk presented REPORT OF EXAMINATION, PART I, REX-HIDE BRAKE-LINING - SUB-CONTRACTOR, AUDIT PERIOD DECEMBER 13, 1974 THROUGH JUNE 26, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

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(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-m. The Acting City Clerk presented REPORT OF EXAMINATION OF ROBERT TREAT COUNCIL - SUB-CONTRACTOR, AUDIT PERIOD JULY 1, 1974 THROUGH JUNE 30, 1975; SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-n. The Acting City Clerk presented CITY OF NEWARK AUDIT OF ACCOUNTS, FOR THE THREE MONTHS ENDED MARCH 31, 1976, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit of Accounts be received and staff study be made for report to the Council was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-o. The Acting City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-6 AND R-32 FROM MARCH 29, 1976 TO APRIL 2, 1976 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-38, R-58 AND R-123 FROM APRIL 5, 1976 TO APRIL 9, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS FROM MARCH 29, 1976 TO APRIL 2, 1976 AND FROM APRIL 5, 1976 TO APRIL 9, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-p. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD MARCH 17, 1976.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The Acting City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The Acting City Clerk read APPLICATION OF PEOPLES EXPRESS COMPANY (CADA URBAN RENEWAL CORP., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A TRUCK REPAIR SHOP; ON PREMISES 523-527 RAYMOND BOULEVARD.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-A-2. The Acting City Clerk read APPLICATION OF WILT SHERMAN (OAK TREE CORP., OWNER); TO PERMIT IN A 1ST BUSINESS DISTRICT ESTABLISHMENT OF SCHOOL CONDUCTED FOR A PROFIT; ON PREMISES 120 LYONS AVENUE.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

May 5, 1976

MR. ROBERT A. BLASI, 50 PARK PLACE, NEWARK, NEW JERSEY, attorney for the applicant appeared before the Municipal Council urging them to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING EAGLE STREET AND SHEPHARD AVENUE AS ONE-WAY STREETS.

(Eagle Street, Southbound, from Orange Street to James Street
Shephard Avenue, Westbound, from Mapes Avenue to Mapes Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 19, 1976.

6-F-b. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM GOLDSMITH POMONA, WEEQUAHIC AND VASSAR AVENUES.

(Goldsmith Avenue, from Elizabeth Avenue to its western terminus
Pomona Avenue, from Elizabeth Avenue to its western terminus
Weequahic Avenue, from Elizabeth Avenue to its western terminus
Vassar Avenue, from Elizabeth Avenue to its western terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 19, 1976.

6-F-c. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON VANDERPOOL STREET.

(Vanderpool Street, north side, from McCarter Highway to Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 19, 1976.

6-F-d. The Acting City Clerk read AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO DELETE THE TITLE AND SALARY RANGE FOR DEPUTY TAX COLLECTOR AND CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT TAX COLLECTOR AS PER CIVIL SERVICE CLASSIFICATION).

(Assistant Tax Collector

\$13,460. - \$16,361.)

May 5, 1976

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Carrino questioned if there were any changes other than the title, per Civil Service classification?

Acting City Clerk Korngut replied there are no changes other than the title.

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 19, 1976.

A motion to consider Item 8-h under Ordinances for First Reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-F-e.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED JUNE 28, 1972, AS AMENDED. (TO CREATE RECREATION POSITIONS FOR THE SEASONAL AND WATERSHED SUMMER PROGRAM AND SALARIES THEREFOR).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 19, 1976.

A motion to consider under ordinances for First Reading "ORDINANCE TO PROHIBIT THE RETAIL SALE OF NON-EVISCERATED ANIMALS; PENALTY," was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-F-f. The Acting City Clerk read AN ORDINANCE TO PROHIBIT THE RETAIL SALE OF NON-EVISCERATED ANIMALS; PENALTY.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 19, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Director of the Department of Public Works is hereby authorized to grant and execute an easement agreement, a copy of which is annexed hereto, between Edward J. Bergen and the City of Newark for the purpose of constructing a roadway across a portion of property adjoining Cedar Grove Reservoir.

Section 2. An executed copy of said agreement shall be filed with the Office of the City Clerk by the Director of Public Works.

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Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON WALNUT STREET AND SANDFORD AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-4.1, Parking Limited to Thirty Minutes, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Walnut Street, north side, from Mulberry Street to Federal Square

9:30 A. M. to 4:00 P. M., Monday through Friday

Sandford Avenue, both sides, from Mountain View Place to Fleetwood

Place, 9:00 A. M. to 6:00 P. M., Monday through Saturday

Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence with the part thereof restricting parking on Sandford Avenue.

Section 3. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

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Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON OSBORNE TERRACE, SCHUYLER AND LYONS AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 25, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Osborne Terrace, both sides, from Lyons Avenue to Lehigh Avenue, at any time

Schuyler Avenue, west side, from the northerly curb line of Lyons Avenue to a point 75 feet northerly thereof, at any time

Schuyler Avenue, east side, from Lyons Avenue to Lehigh Avenue, at any time

Lyons Avenue, north side, from the easterly curb line of Osborne Terrace to a point 180 feet easterly thereof, at any time

Lyons Avenue, north side, from Osborne Terrace to Schuyler Avenue, at any time

Lyons Avenue, south side, from Maple Avenue to Osborne Terrace, at any time

Lyons Avenue, south side, from the westerly curb line of Schuyler Avenue to a point 120 feet westerly thereof, at any time

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Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence with the part thereof regulating stopping or standing on Lyons Avenue.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING THE REVISED ORDINANCES OF THE CITY OF NEWARK, CHAPTER 17, SECTION 2-23, SMOKING IN PROHIBITED PLACES; PENALTY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK THAT:

1. Revised Ordinance 17:2-23 is amended to read as follows:

- 17:2-23. Smoking in prohibited places; penalty.
- (a) No person shall smoke a cigar, cigarette or pipe, or carry any lighted cigar, cigarette or pipe in or upon any part of any street car or bus used in the transportation of passengers upon any of the streets.
 - (b) No person shall smoke a cigar, cigarette or pipe, or carry any lighted cigar, cigarette or pipe in or upon any polling place during the hours when a primary, general, municipal or special election is being conducted thereon.
 - (c) No person shall smoke a cigar, cigarette or pipe, or carry any lighted cigar, cigarette or pipe in or upon any private or public elevator.

(d) The owner of any building in which there is an elevator or the owner of any street car or bus, shall cause to be posted a notice in red lettering with a white background informing the public in English and in Spanish that smoking any object in that elevator or street car or bus is a violation of City Ordinance and is prohibited.

(e) Any person who violates any provision of this section shall upon conviction thereof, be punished by a fine of not more than \$50.00.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

South on McCarter Highway to East on Bridge Street, at any time

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-q) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ESTABLISH THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE SECRETARY, MUNICIPAL COURTS INTO THE MASTER PAY GRADE SCHEDULE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor", adopted November 22, 1966, (6S&Fq) and amendments thereto, be and the same is hereby amended by deleting the title, title code, annual minimum salary and annual maximum salary therefor, to wit:

(c) Municipal Courts

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Administrative Secretary, Municipal Courts 05-024.50 | \$ 9,000 | \$ 10,000 |

Section 2. That the aforementioned ordinance be further amended by creating the following title, title code, annual minimum salary and annual maximum salary range therefore, to wit:

(c) Municipal Courts

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Administrative Secretary, Municipal Courts 191105 | \$ 9,111 | \$ 11,074 |

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE 6-S & F-c ADOPTED JANUARY 3, 1975 BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, ENTITLED AN, "ORDINANCE TO AUTHORIZE THE MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION, TO EXECUTE A CONTRACT FOR THE PURCHASE OF ONE SPECIFIED PROPERTY IN THE CITY OF NEWARK, NEW JERSEY, FOR INCLUSION IN THE CITY'S OPEN SPACE PROGRAM, AT A TOTAL COST NOT TO EXCEED \$5,108, TO BE PAID FROM THE 1973 CAPITAL BUDGET (PROJECT NO. 40A/45A-73), WHICH WAS AUTHORIZED BY THE MUNICIPAL COUNCIL WITH ADOPTION OF ORDINANCE 6-S & F-h, AUGUST 8, 1973."

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the description of the premises to be purchased from the Boys' Clubs of Newark for the consideration of \$5,108.00 be corrected to read, "a portion of the easterly half of vacated Avon Place (1.35 acres), in the City of Newark, New Jersey, described as follows:

BEGINNING at the intersection of the northerly line of Avon Avenue with the former center line of Avon Place (said Avon Place now vacated); thence

- 1) Along said center line of Avon Place north 17 degrees 31 minutes east 294.59 feet to a point,
- 2) South 73 degrees 46 minutes east, 20.01 feet;
- 3) South 17 degrees 31 minutes west 291.75 feet;
- 4) North 81 degrees 50 minutes west 20.27 feet to the point and place of BEGINNING."

There is no intention by the foregoing description to rededicate Avon Place now vacated. Reference to Avon Place in the foregoing

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description is only for the purpose of identifying the property to be conveyed to the City of Newark.

2. This Ordinance shall take effect upon publication and passage, according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING PERMISSION TO RUTGERS, THE STATE UNIVERSITY TO CONSTRUCT AND MAINTAIN ONE 16" CONDUIT AND TWO 10" CONDUITS, INCLUDING THEREIN 3" HIGH TEMPERATURE WATER SUPPLY AND RETURN LINES ACROSS WARREN STREET BETWEEN THE PARKING GARAGE AND THE GYMNASIUM; TO CONSTRUCT AND MAINTAIN A 6-DUCT BANK OF 6 - 4" ELECTRIC CONDUITS, ENCASED IN A 19" X 26" CONCRETE ENVELOPE ACROSS WARREN STREET BETWEEN THE PARKING GARAGE AND THE GYMNASIUM, WITH MINIMUM COVER OF 3'-6" BELOW THE SURFACE OF WARREN STREET; TO CONSTRUCT AND MAINTAIN TWO 12" CONDUITS AND ONE 20" CONDUIT, INCLUDING THEREIN 4" HIGH TEMPERATURE WATER SUPPLY AND RETURN LINES, ACROSS NEW STREET BETWEEN THE LAW BUILDING AND GRADUATE SCHOOL OF BUSINESS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to RUTGERS, THE STATE UNIVERSITY (hereinafter called "RUTGERS") for the construction and maintenance of one 16" conduit and two 10" conduits, including therein 3" high temperature water supply and return lines across Warren Street between the Parking Garage and the Gymnasium; and for the construction and maintenance of a 6-duct bank of 6 - 4" electric conduits, encased in a 19" x 26" concrete envelope across Warren Street between the Parking Garage and the Gymnasium, with a minimum cover of 3'-6" below the surface of Warren Street.

The location of said Utility Easements being more fully described as follows:

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Beginning at a point formed by the intersection of the northwesterly line of Warren Street, as the street lines are presently established;

- Thence (1) Along the said northwesterly line of Warren Place N $21^{\circ} 23' 11''$ E, a distance of 50.00 feet to a point;
- Thence (2) S $68^{\circ} 36' 49''$ E, a distance of 8.25 feet to a point in the northwesterly curb line of Warren Place;
- Thence (3) Along the said northwesterly curb line of Warren Place and its prolongation across Warren Street, S $21^{\circ} 23' 11''$ W, a distance of 116.22 feet to a point in the southwesterly line of Warren Street;
- Thence (4) Along the said southwesterly line of Warren Street, N $67^{\circ} 13' 19''$ W, a distance of 102.58 feet to a point;
- Thence (5) N $22^{\circ} 46' 41''$ E, a distance of 66.00 feet again crossing Warren Street to a point in the said northeasterly line of Warren Street;
- Thence (6) Along the said northeasterly line of Warren Street; S $67^{\circ} 13' 19''$ E, a distance of 20.00 feet to a point
- Thence (7) S $22^{\circ} 46' 41''$ W, a distance of 53.40 feet again crossing Warren Street to a point in the southwesterly curb line of Warren Street;
- Thence (8) Along the said southwesterly curb line of Warren Street, S $67^{\circ} 13' 19''$ E, a distance of 69.77 feet to a point;
- Thence (9) N $21^{\circ} 23' 11''$ E, a distance of 53.42 feet again crossing Warren Street to a point in the said northeasterly line of Warren Street;
- Thence (10) Along the said northeasterly line of Warren Street, S $67^{\circ} 13' 19''$ E, a distance of 4.25 feet to the POINT AND PLACE OF BEGINNING.

Containing 3439 square feet, or 0.079 acre more or less.

The above description was prepared by Porter & Ripa, Associates. All is as shown on drawing entitled "Central Heating Plant and Distribution System Expansion Newark, N. J." dated February 26, 1976, prepared by Segner & Dalton, Consulting Engineers, 503 Grasslands Road, Valhalla, New York 10595 and as shown on drawing entitled "Proposed Utility Easement to Rutgers, The State University" for Warren Street dated February 12, 1976 and most recent revision dated March 16, 1976 as prepared by Porter and Ripa, Associates, Inc., Morristown, N. J.

Section 2. That permission is hereby granted to RUTGERS for the construction and maintenance of two 12" conduits and one 20" conduit, including therein 4" high temperature water supply and return lines across New Street between the Law Building and Graduate School of Business. The location of said Utility Easement, being more fully described as follows:

Beginning at a point formed by the intersection of the southeasterly line of University Avenue and the southwesterly line of New Street, as the street lines are presently established, and from said point along the southwesterly line of New Street, S $66^{\circ} 28' 00''$ E, a distance of 19.50 feet to the TRUE POINT AND PLACE OF BEGINNING;

- Thence (1) N $23^{\circ} 32' 00''$ E, a distance of 38.80 feet across New Street to a point in the northeasterly curb line of New Street;
- Thence (2) Along the said northeasterly curb line of New Street, N $66^{\circ} 28' 00''$ W, a distance of 13.50 feet to a point;
- Thence (3) N $23^{\circ} 32' 00''$ E, a distance of 11.20 feet to a point in the northeasterly line of New Street;

- Thence (4) Along the said northeasterly line of New Street,
S 66° 28' 00" E, a distance of 26.00 feet to a point;
- Thence (5) S 23° 32' 00" W, a distance of 50.00 feet again crossing
New Street to a point in the said southwesterly line of
New Street;
- Thence (6) Along the said southwesterly line of New Street,
N 66° 28' 00" W, a distance of 12.50 feet to the
TRUE POINT AND PLACE OF BEGINNING.

Containing 776 square feet or less. The above description was prepared by Porter & Ripa, Associates, Inc. All is as shown on drawing entitled "Central Heating Plant and Distribution System Expansion Newark, N.J." dated February 26, 1976, prepared by Segner & Dalton, Consulting Engineers, 503 Grasslands Road, Valhalla, New York 10595 and as shown on drawing entitled "Proposed Utility Easement to Rutgers, The State University" for New Street dated February 12, 1976 and most recent revision dated March 3, 1976, as prepared by Porter and Ripa, Associates, Inc., Morristown, N. J.

Section 3. RUTGERS will be responsible for the repair of and/or damage to paving, existing utility lines, etc., arising from the construction or maintenance of their facilities in the easement area.

Section 4. In the event the properties that are connected by the easement do not remain in one ownership the said easement is terminated and all rights revert to the City of Newark.

Section 5. Such permission is hereby given upon the conditions and provisions to be kept and performed by the said RUTGERS, its successors and assigns, as follows:

- (1) It will at its sole expense, at any time in the future, upon thirty (30) days notice in writing from the City of Newark, alter, relocate or remove such UTILITY EASEMENT, or any part thereof as may be designated in the Removal or Relocation notice as may be served by the City of Newark upon the said RUTGERS.
- (2) It will indemnify and save harmless the said City of Newark, its officers, agents and servants, from any claims whatsoever, arising from or in any way connected with the granting of said privilege or by reasons of the installation, location, maintenance or the existence of said UTILITY EASEMENT in Section 1 and 2 herein and shall agree to assume, on behalf of the City of Newark, the defense of any action at law or in equity, which may be brought against the City of Newark upon such claims.
- (3) It will at its own cost and expense procure and keep in full force and effect paid up policies for comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$200,000.00 for injury to any one person and \$1,000,000.00 to more than one person arising out of any one accident and for Property Damage Insurance against any and all claims for damage to property of others to the extent of \$100,000.00, said policies to be approved by the Corporation Counsel of the City of Newark, New Jersey. Proof of said coverage, naming the City of Newark as an insured, shall be filed with the City Clerk prior to installation. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter.
- (4) It will be subject to any ordinance or resolution adopted by the City of Newark, which may apply to such UTILITY EASEMENT and RUTGERS shall become liable for the payment of any fee(s) hereafter imposed by the City of Newark by such Ordinance(s) or Resolution(s).
- (5) It will file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance, as well as an inspection fee.

(6) It will obtain a written permit form the Permit Division of the Bureau of Streets and Sidewalks of the Department of Public Works and pay the cost thereof before disturbing any Street Surface or making any installations, alterations or additions to the said UTILITY EASEMENT whatsoever, including the original installation or removal of all or any part of such original installation.

(7) It will at its own cost and expense prepare and deliver to the Director of Engineering "As Constructed" drawings consisting of site plan and profiles.

Section 6. That such permission is granted subject to all applicable laws and regulations adopted and promulgated by the City of Newark, County of Essex, State of New Jersey and the Federal Government pertaining to the installation, maintenance and use of electric conduits, water and steam pipelines.

Section 7. A copy of the aforesaid drawings entitled "Proposed Utility Easement for Rutgers, The State University" dated February 12, 1976 and most recent revision dated March 3, 1976, as prepared by Porter and Ripa, Associates, Inc., 200 Madison Avenue, Morristown, NJ 07960, is affixed hereto and made a part hereof.

Section 8. This ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval of disapproval.

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING 27:2-2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK AS SUPPLEMENTED, SO AS TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That 27:2-2 of the Revised Ordinances of the City of Newark, be amended so as to amend Sheet #1 of the Zoning District Map to reflect the following changes:

(a) City Block 791, Lot 1 be designated 4R.

(b) City Block 800, Lot 5 be designated 4R.

Section 2. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TIEL 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Halsey Street, east side, from Crawford Street to Lincoln Park

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 39, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 39, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Halsey Street, east side, from Branford Place to Hill Street,
7 A. M. to 6 P. M., Monday through Friday

Halsey Street, east side, from Court Street to Crawford Street,
7 A. M. to 6 P. M., Monday through Friday

Section 2. Any ordinances or parts thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 5, 1976

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO DELETE THE POSITION AND SALARY RANGE FOR FIELD REPRESENTATIVE, A.B.C. AND TO CREATE THE TITLE AND SALARY RANGE FOR INVESTIGATOR, A.B.C. AS PER CIVIL SERVICE RECLASSIFICATION).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 (a) Mayor's Office, of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor", adopted November 22, 1966 (6S2Fq) be and the same is amended by deleting the following position, title code, annual minimum salary and annual maximum salary therefor, to wit:

(e) Alcoholic Beverage Control

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-------------------------------------|----------------------------------|----------------------------------|
| Field Representative, ABC 09-035.50 | \$ 8,677 | \$ 10,547 |

Section 2. That the aforementioned ordinance be further amended by creating the following:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------|----------------------------------|----------------------------------|
| Investigator, ABC 999454 | \$ 8,677 | \$ 10,547 |

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING REGULATIONS FOR MUNICIPAL PUBLICATIONS AND SIGNS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Any and all publications of the City of Newark, its departments and agencies shall contain a masthead, defined as the printed matter which gives pertinent details of officials, editors, staff members, and other persons connected directly or indirectly with a publication.

2. The masthead of any and all publications of the City of Newark, its departments and agencies, shall be presented in the following form and style:

Corporate Seal of the City

Name of the Mayor
Name of the President of the Municipal
Council
Names of all other Council Members
(listed in alphabetical order
in two columns of four)

3. The names of any and all other persons, departments, agencies, and any other words, numbers or other symbols to be included in the above-mentioned masthead shall be placed in lesser or subordinate positions to the Corporate Seal and names of City officials described in paragraph two.

4. There shall be uniformity in size and style of type used to print names described in paragraph two. Any and all other words in the masthead shall be in a size of type which is smaller than and subordinate to that used to print names described in paragraph two.

5. The format for mastheads as hereinabove set forth shall be the only format used by the City, its departments and agencies.

6. The format and regulations governing Municipal publication mastheads as set forth in paragraphs two, three and four shall be also applicable to any and all other signs, plaques, dedications, billboard advertisements and project site markers established by the City, its departments and agencies, and shall be the only format used.

7. This ordinance shall take effect upon publication and passage according to law.

Councilman Tucker stated it is a tragedy that this ordinance had to be developed. He felt that a cooperative relationship between the Mayor and the Municipal Council dealing with any municipal publications could have been a matter of basic protocol.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Bottone and declared by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

May 5, 1976

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

Councilman Martinez requested communication from Bessie Walker Williams of the Van Vechten Community Organization with respect to employment at the Health Center be included in the record.

Ms. Walker urged the Council to request Administration to consider her for position as Chief Sociologist.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN THE SUM OF \$9,000. PAYABLE TO HOWARD WRIGHT AND JAMES A. CAREY, ESQ., OLD TUDOR VILLAGE, 1024 HIGHWAY 35, WALL TOWNSHIP, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF MR. WRIGHT'S CLAIM FOR OVERTIME TOTALING \$12,068.40 ACCUMULATED BETWEEN 1966 AND 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the Acting City Clerk to invite Business Administrator Walls and Corporation Counsel Buck to meet with the Council at their pre-meeting conference May 18, 1976 was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-b. RESOLUTION AUTHORIZING REAL ESTATE OFFICER TO ADVERTISE FOR BIDS TO LEASE FOR PERIOD OF 65 YEARS, PREMISES 489-559 IRVINGTON AVENUE, LOT 3, BLOCK 4274 (IVY HAVEN SITE-6.97 ACRES) AT PUBLIC AUCTION, AT 786 BROAD STREET, SUITE 1300, NEWARK; PURSUANT TO N.J.S.A. 40A:12-14(a), AS PER CONDITIONS AND LEASE ANNEXED HERETO: AT WHICH TIME COUNCIL WILL EITHER ACCEPT OR REJECT BIDS AS PROVIDED BY STATE LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Real Estate Officer Milano and Alfred L. Faiella, Deputy Executive Director, Newark Economic Development Corporation met with the Council April 20, 1976)

(Mr. Alfred L. Faiella, Deputy Executive Director, Newark Economic Development Corporation met with the Council May 4, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-c. RESOLUTION CALLING UPON THE STATE LEGISLATURE OF NEW JERSEY TO ENACT INTO LAW ASSEMBLY BILL 1886, "AN ACT CONCERNING THE TAXATION OF PUBLIC LANDS USED FOR THE PURPOSE AND PROTECTION OF A PUBLIC WATER SUPPLY AND AMENDING R. S. 54:4-33."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-d. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH GRUZEN & PARTNERS ARCHITECTS, 24 COMMERCE STREET, NEWARK, NEW JERSEY, FOR DESIGN SERVICES ON PROJECT KNOWN AS TACTICAL ANTI-CRIME BUILDING, 101-103 ARLINGTON STREET, NEWARK, CONTRACT PRICE SHALL NOT EXCEED \$12,500. PLUS REIMBURSABLE EXPENSES NOT TO EXCEED \$500.; FUNDS PROVIDED FOR BY HIGH IMPACT FUNDS SUBGRANT 74-DF-02-104, RESOLUTION 7-R-ca, SEPTEMBER 4, 1974, BUDGET INSERTION NO. 44, RESOLUTION 7-R-ca, SEPTEMBER 4, 1974. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-e. RESOLUTION AMENDING RESOLUTION 7-R-t, SEPTEMBER 7, 1975, "TAX ABATEMENT, HOUSING PROJECT AT 501-507 MT. PROSPECT AVENUE," BY STRIKING OUT SO MUCH OF PARAGRAPH 12 AS RELATES TO SETTLEMENT OR RESOLUTION OF DISPUTES BY AMERICAN ARBITRATION ASSOCIATION AND ELIMINATING PARAGRAPH 14 IN ITS ENTIRETY, WHICH RELATES TO SHARING OF SURPLUS OF MONEYS BETWEEN SAID AGENCY AND THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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7-R-f. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE DEED ON BEHALF OF CITY OF NEWARK, ATTESTED BY CITY CLERK AND DELIVERED TO SUMSEC REALTY, INC., ALSO KNOWN AS SUMSEC REALTY CO., TO CORRECT THE GRANTEE'S NAME AND CONFIRM THE TITLE TO 21 PROPERTIES LISTED IN AFORESAID DEED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-g. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT CHECK IN AMOUNT OF \$785.54 DATED FEBRUARY 18, 1976, DRAWN ON THE AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO MADE PAYABLE TO CITY OF NEWARK, AS THIRD AND FINAL INSTALLMENT WITH RESPECT TO CAST IRON PIPE ANTI-TRUST CASES; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO ENDORSE SAID CHECK AND HAVE PROCEEDS DEPOSITED IN GENERAL FUNDS OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-h. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH TO ACCEPT SUM OF \$16,477. FOR PERIOD JUNE 1, 1976 TO JUNE 30, 1977, TO HELP DEFRAY COSTS OF HIRING A QUALIFIED PHYSICIAN TO HELP OPERATE CHEST CLINIC, 94 WILLIAM STREET, NEWARK, ON A FULL TIME BASIS; NO MUNICIPAL FUNDS ARE REQUIRED FOR THIS GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-i. RESOLUTION AMENDING RESOLUTION 7-R-ci, JULY 16, 1975 AND RESOLUTION 7-R-bg, FEBRUARY 18, 1976, CONTRACT WITH THE CENTER FOR HUMAN RESOURCES PLANNING AND DEVELOPMENT TO IMPLEMENT THE BORICUA AWARENESS PROGRAM, BY CHANGING TERMS OF AGREEMENT IN RESOLUTION 7-R-ci, JULY 16, 1975 FROM JULY 1, 1975 TO JUNE 30, 1976 TO SEPTEMBER 15, 1975 TO

May 5, 1976

1237

SEPTEMBER 14, 1976 AND RESOLUTION 7-R-bg, FROM SEPTEMBER 15, 1975 TO AUGUST 14, 1976 TO SEPTEMBER 15, 1975 TO SEPTEMBER 14, 1976. (THIS RESOLUTION DOES NOT REQUIRE THE EXPENDITURES OF ANY PUBLIC FUNDS BY THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT AGREEMENT BETWEEN CITY OF NEWARK AND STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, TO ACCEPT \$15,000. FOR PERIOD JUNE 1, 1976 TO MAY 31, 1977 TO BE USED SOLELY TO DEFRAY COSTS INCURRED IN UNDERTAKING RESPONSIBILITIES IMPOSED BY P. L. 1971, C.362 AND TO SUPPLEMENT THE LOCAL APPROVED BUDGET DEDICATED TO RELOCATION PROGRAMS. (NO MATCH BY THE CITY OF NEWARK IS REQUIRED AND NO EXPENDITURE OF MUNICIPAL FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$17.85 TO ROY RODGERS UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY MR. ROGERS IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR TOWING OF VEHICLE OWNED BY MR. ROGERS BY POLICE DEPARTMENT INADVERTENTLY AS DESCRIBED IN REPORT OF SERGEANT RICHARD FANNING OF AUTO SQUAD DATED MARCH 10, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-l. RESOLUTION APPROVING EXPENDITURE OF FUNDS FOR 1976 URBAN AID ALLOCATION FROM THE STATE OF NEW JERSEY IN ACCORDANCE WITH P.L. 1976, CHAPTER 13, FOR MAINTENANCE OF EXISTING MUNICIPAL SERVICES TOTALLING \$11,152,639.48. (LABORER, MOTOR BROOM-\$330,532.80; LABORER, LIGHT-\$216,027.; LABORER, REFUSE COLLECTION-\$1,825,095.16; MOTOR BROOM DRIVER-\$464,553.32; SANITATION FOREMAN-\$454,850.88; TRUCK DRIVER-\$936,993.20; ASSISTANT

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SANITATION SUPERINTENDENT-\$118,412.01; POLICE LIEUTENANT-\$1,677,068.40; POLICE SERGEANT
(A PORTION)-\$1,638,951.40; BATTALION FIRE CHIEF (A PORTION)-\$333,056.; DEPUTY FIRE CHIEF
(A PORTION)-\$359,856. AND FIRE CAPTAIN (A PORTION)-\$2,797,243.31.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
 President Harris.

7-R-m. RESOLUTION DESIGNATING INTERSECTION OF NORTH EIGHTH STREET AND DAVENPORT
AVENUE AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON DAVENPORT AVENUE, PURSUANT
TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
 President Harris.

7-R-n. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CARLOS
REVERENDO AND MARIA REVERENDO, HIS WIFE, OWNERS OF PREMISES 279 BROAD STREET, BLOCK 449,
LOT 5, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
 President Harris.

7-R-o. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO UNION BUILDING CORP.,
SUM OF \$5,397., EXCESS PAYMENT OF TAXES FOR TAX YEARS 1973 AND 1974, PREMISES 11-15
CLINTON STREET, BLOCK 146, LOT 18, PURSUANT TO DIVISION OF TAX APPEALS OF THE STATE.
(FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
 President Harris.

7-R-p. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO LAM REALTY COMPANY
SUM OF \$7,935.12, EXCESS PAYMENT OF TAXES FOR TAX YEARS 1974 AND 1975, PREMISES 651-699
THIRD STREET, BLOCK 637, LOT 20, PURSUANT TO STATE DIVISION OF TAX APPEALS. (FREEZE
STATUTE)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-q. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. LARRY SANDERS, 133 CLEVELAND STREET, ORANGE, NEW JERSEY, FIFTEEN DOLLARS (\$15.00) DUE TO THE FACT OF A DANCE SCHOOL LICENSE NOT BEING ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-r. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. RICHARD JOHNSON, OWNER OF RESTAURANT LOCATED AT 323 18TH AVENUE, NEWARK, NEW JERSEY, FIFTEEN DOLLARS (\$15.00) DUE TO THE FACT OF A RESTAURANT LICENSE NOT BEING ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-s. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ROBERT BOZZI, M.D. FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM MAY 3, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID UNDER CONTRACT IS \$3,500. AND AVAILABLE FROM LINE ITEM #7141, DIVISION OF HEALTH. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-t. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN THE SUM OF \$4,390.38 TO LAW FIRM OF BRACH, EICHLER, ROSENBERG & SILVER, ESQS., IN FULL SATISFACTION OF THE CITY OF NEWARK'S SHARE IN APPEAL OF LAWSUIT ENTITLED BONNET, ETC., ET AL V. STATE OF NEW JERSEY.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-u. RESOLUTION ESTABLISHING THE CRIMINAL JUSTICE COORDINATING COUNCIL. (REQUIRES NO EXPENDITURE OF PUBLIC FUNDS BY THE CITY OF NEWARK.)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker noted the resolution as submitted, should be corrected to read "The Mayor shall appoint a Director of the Office of Criminal Justice Planning, with the advice and consent of the Municipal Council;" and further, "The Mayor shall appoint the Members of the Council with the advice and consent of the Municipal Council."

A motion to adopt the resolution, as corrected, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-v. RESOLUTION AUTHORIZING ISSUANCE OF EMERGENCY NOTE OR NOTES NOT TO EXCEED \$1,568,380. AS PER ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATION FOR PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR; SETTING FORTH PROCEDURES TO BE FOLLOWED IN ISSUANCE OF SAID NOTES INCLUDING SCHEDULE FOR PROVISION FOR SAID NOTES IN ANNUAL BUDGETS OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-w. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH P.R.C. JACOBS, INC., 7798 OLD SPRINGHOUSE ROAD, MC LEAN, VIRGINIA, ONLY RESPONSIBLE BIDDER, FOR SERVICES DESCRIBED IN "SPECIFICATIONS FOR REVALUATION PROJECT" AND IN ACCORDANCE WITH THE PLANS AND SCHEDULE SUBMITTED WITH THE BID, FOR \$1,568,380.; CONTRACT ENTERED INTO SUBJECT TO THE AVAILABILITY OF SUFFICIENT FUNDS; FURTHER SUBJECT TO APPROVAL BY DIRECTOR

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DIVISION OF TAXATION, DEPARTMENT OF THE TREASURY, STATE OF NEW JERSEY; FURTHER THE
CONTRACTOR SHALL START WORK WITHIN THIRTY (30) DAYS AFTER CONTRACT HAS BEEN EXECUTED AND
MUST COMPLETE ENTIRE CONTRACT PROVISIONS BY NO LATER THAN SEPTEMBER 1ST, 1978 AND IF NOT
COMPLETED BY SAID DATE, CONTRACTOR SHALL PAY CITY OF NEWARK AS LIQUIDATED DAMAGES
\$1,000. FOR EACH DAY, EXCEPT SUNDAYS AND HOLIDAYS UNTIL WORK IS COMPLETED.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-x. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL AT PUBLIC AUCTION, RECOVERED
AND UNCLAIMED MOTOR VEHICLES, 209 JUNK VEHICLES; PURSUANT TO N.J.S.A. 39:10A-1 AND
N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-y. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 3,000 SQUARE FEET OF OFFICE
SPACE ON FOURTH FLOOR OF CITY-OWNED BUILDING AT 16-20 PARK PLACE, BLOCK 17, LOT 1, FOR
A ONE YEAR PERIOD AT A MINIMUM RENTAL OF \$833.33 PER MONTH; PURSUANT TO N.J.S.A. 40A:12-14

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-z. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO MODIFICATION
OF CONTRACT ENTERED BETWEEN CITY OF NEWARK AND F.O.C.U.S., ADOPTED APRIL 2, 1975,
RESOLUTION 7-R-cc, BY CHANGING THE TERMINATION DATE FROM APRIL 1, 1976 TO JUNE 30, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-ba. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO CONTRACT WITH MONROE THE CALCULATOR COMPANY, 34 PARK PLACE, NEWARK, NEW JERSEY, WHO WILL EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT FOR SUM NOT TO EXCEED \$1,902.40; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bb. RESOLUTION AMENDING RESOLUTION 7-R-bs, APRIL 21, 1976, "RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES TO CONTRIBUTE TO NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES, 25.0% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT 19 NEWARK DAY CARE CENTERS, FOR NET SUM OF \$535,321.75 PROVIDED THE STATE ADDS REMAINING 75.0% OF SAID COST; AND CONTRIBUTE ENTIRE AMOUNT TO THESE CENTERS AT RATE OF \$50. PER CHILD PER WEEK, FOR PERIOD APRIL 1, 1976 TO MARCH 31, 1977. (H.C.D.A. I-21,026., H.C.D.A. II-\$530,852.09, TOTALING \$551,878.09.)," BY INCREASING NUMBER OF SPACES ASSIGNED TO NEWARK DAY CARE COUNCIL, 517 SPRINGFIELD AVENUE, FROM 123 TO 190, CHANGING NET SUM FROM \$535,321.75 TO \$567,946.75. (H.C.D.A. I-\$21,026., H.C.D.A. II-\$12,456., H.C.D.A. III-\$552,058.09, TOTALING \$585,540.09.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bc. RESOLUTION AMENDING RESOLUTION 7-R-q, OCTOBER 7, 1970, "RESOLUTION DIRECTING DIRECTOR OF PUBLIC WORKS TO EXECUTE AGREEMENT WITH BARNETT & HERENCHAK, INC., TO PROVIDE ENGINEERING SERVICES FOR RECONSTRUCTION OF RAYMOND BOULEVARD, FUNDS FOR SERVICES APPROPRIATED BY ORDINANCES 6-S & F-c AND 6-S & F-d, ADOPTED APRIL 1, 1969. (\$40,000. AND IF CONSTRUCTION COSTS EXCEEDS \$275,000. MAXIMUM, THEN 8.5% OF DIFFERENCE)," BY RAISING THE CEILING FROM \$61,783.65 TO \$93,613.51, FUNDS FOR ADDITIONAL SERVICES AVAILABLE UNDER ORDINANCE 6-S & F-d, APRIL 1, 1969. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 27-117 & 139-155 RAYMOND BOULEVARD, BLOCK 5000/40, 42 AND 28, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS," was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bd. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 27-117 & 139-155 RAYMOND BOULEVARD, BLOCK 5000/40, 42 AND 28, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled April 7, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris requested the audience to rise for a moment of silent prayer in memory of Henry J. Castleton.

7-R-be. RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF HENRY J. CASTLETON, LONG-TIME AIDE IN THE OFFICE OF THE CITY CLERK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bf. RESOLUTION SUPPORTING THE EFFORTS OF THE LEGISLATURE TO INCREASE THE EXEMPTION FROM TAXATION OF IMPROVEMENTS ON HOUSING 20 YEARS AND OLDER FROM \$4,000. TO \$10,000.

May 5, 1976

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bg. RESOLUTION COMMENDING THE REVEREND BOYD B. CANTRELL FOR FIFTEEN YEARS SERVICES AS PASTOR OF THE HOPEWELL BAPTIST CHURCH.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bh. RESOLUTION CONGRATULATING THE REVEREND JAMES A. SCOTT AND THE CONGREGATION OF THE BETHANY BAPTIST CHURCH ON THE COMPLETION OF THEIR CHURCH BUILDING.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bi. RESOLUTION REQUESTING THAT THE LEGISLATURE POSTPONE THE EFFECTIVE DATE OF THE MUNICIPAL LAND USE, CHAPTER 291, LAWS OF 1975, UNTIL JULY 1, 1977.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bj. RESOLUTION URGING THE ASSEMBLY TO ACT UPON SENATE BILL 1377 POSTPONING THE EFFECTIVE DATE OF THE NEW LOCAL PUBLIC CONTRACTS LAW, CHAPTER 353, LAWS OF 1975, FOR ONE YEAR.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bk. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ROBERT TREAT HOTEL FOR PROVISION OF FOOD SERVICES NECESSARY FOR ANNUAL LUNCHEON BEING CO-HOSTED WITH NEWARK SENIOR CITIZEN COMMISSION ON MONDAY, MAY 17, 1976 FOR APPROXIMATELY 800 TO 1,000. GUESTS, AT AN INDIVIDUAL PER COVER CHARGE OF \$4.50; MAXIMUM AMOUNT OF CONTRACT IS \$4,500. WHICH SHALL BE DERIVED FROM NEWARK OFFICE OF ELDERLY AFFAIRS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker stated this is a joint project between the Office of Elderly Affairs and the Senior Citizens Golden Age Project. They have already scheduled this luncheon for senior citizens. He trusted the Council will vote on this affirmatively.

President Harris noted Director Buford assured him that all Members of the Council will be invited to this luncheon.

Councilman Carrino pointed out the sponsor of this luncheon must have known about this for several weeks and he questioned why the contract is being submitted four minutes before the Council assembles for this meeting.

President Harris said it is obvious there is incompetence somewhere along the line with this late submission and it shows that somebody somewhere is not capable of doing their job.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-b1. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF WATER UTILITY, DIVISION OF WATER UTILITY FROM MISCELLANEOUS EXPENSES, EXCESS WATER DIVERSION TO MATERIALS AND SUPPLIES, HYDRANT LOCKS, EFFECTIVE MAY 20, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

Acting City Clerk Korngut noted this is a budget correction which will make available \$28,000. for fire hydrant locks and the Fire Department is desirous to secure locks to stop vandals during the summer months.

Councilman Carrino pointed out the Fire Department said these hydrant caps are burglar proof but he questioned whether they will really be so.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

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President Harris.

MOTIONS.

7-M-a. A MOTION ENDORSING ASSEMBLY BILL NO. 1830, THE "LIFELINE BILL" WHICH WOULD REQUIRE THE NEW JERSEY PUBLIC UTILITIES COMMISSION TO ESTABLISH MINIMUM ENERGY NEEDS FOR RESIDENTIAL USERS TO BE SUPPLIED AT THE LOWEST RATE PER KILOWATT-HOUR OR PER THERM AT WHICH ELECTRICITY OR GAS IS SOLD TO ANY OTHER CUSTOMER (I.E. INDUSTRIAL USERS) OF THE UTILITY, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-b. A MOTION URGING THE UNITED STATES HOUSE OF REPRESENTATIVES TO ADOPT HOUSE JOINT RESOLUTION 227 AND THE UNITED STATES SENATE TO ADOPT JOINT RESOLUTION 45 AND REQUEST THE PRESIDENT TO PROCLAIM THE SECOND WEEK IN MAY AS "MUNICIPAL CLERKS WEEK"; FURTHER, REQUESTING THAT HIS HONOR, THE MAYOR, KENNETH A. GIBSON ISSUE A PROCLAMATION DESIGNATING THE WEEK OF MAY 10 THROUGH MAY 14, 1976, AS "MUNICIPAL CLERKS WEEK" IN THE CITY OF NEWARK, IN RECOGNITION OF THE VITAL SERVICES WHICH THEY PERFORM AND THE OUTSTANDING DEDICATION TO THE COMMUNITY WHICH THEY REPRESENT, was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-c. A MOTION CONGRATULATING MR. RICHARD IACOBUCCI, CHAIRMAN OF THE NEWARK CENTRAL PLANNING BOARD, ON HIS ELECTION TO THE CHAIRMANSHIP OF THE ESSEX COUNTY FEDERATION OF PLANNING OFFICIALS, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-d. A MOTION REQUESTING THE LAW DEPARTMENT TO DRAFT AN ORDINANCE TO AUTHORIZE THE TAX ASSESSOR TO EXEMPT FOR TAXATION THE FIRST \$4,000 OF IMPROVEMENTS ON HOUSING 20 YEARS AND OLDER, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-M-e.

A MOTION EXPRESSING THE DISPLEASURE OF THE CITY COUNCIL OVER THE NEGATIVE

NEWS COVERAGE GIVEN NEWARK BY THE NATIONAL BROADCASTING COMPANY'S (NBC) TODAY SHOW, DURING THE PROGRAM'S BICENTENNIAL SALUTE TO NEW JERSEY, FRIDAY, APRIL 30, 1976, AND DIRECTING THE CITY CLERK TO SEND LETTERS TO THE VICE PRESIDENT IN CHARGE OF PROGRAMMING FOR NBC, PRODUCERS OF THE TODAY SHOW AND TODAY BICENTENNIAL UNIT, AND TO LOCAL NETWORK NEWS REPORTER, JIM COLLINS, NOTING THE COVERAGE GIVEN NEWARK APPEARED IN AN ATTEMPT BY THE STATION TO MAGNIFY THE CITY'S WEAK POINTS AND TO IGNORE ITS ATTRIBUTES AND PHYSICAL PROGRESS; FURTHER, THE COUNCIL WOULD LIKE TO MAKE IT KNOWN TO NBC AND TODAY SHOW OFFICIALS THAT IT (THE GOVERNING BODY) REGARDS THE COVERAGE GIVEN NEWARK ON FRIDAY, APRIL 30, 1976 AS BIASED AND EXTREMELY NEGATIVE AS COMPARED TO THE TREATMENT THE TODAY SHOW HAS GIVEN TO OTHER AMERICAN CITIES WHOSE PROBLEMS ARE COMPARABLE TO OR MORE SEVERE THAN NEWARK'S, was made by the Council of the Whole.

President Harris noted that the "Today Show" had made a statement to the effect "that in order to be safe in the City of Newark, one should travel in armed tanks."

President Harris further suggested that possibly the Law Department take some action against NBC for making such a statement on national television. He felt the local press, Chamber of Commerce and the leading industries such as Public Service and Prudential should make it known to NBC that the City will not tolerate such insults. The City of Newark is working together towards making this a thriving metropolis.

Councilman James concurred in the remarks of President Harris and suggested a transcript be secured so that the Council could read the exact remarks made which were derogatory to the City.

Councilman Bottone noted he had received numerous calls from residents of the City who heard that program and felt action should be taken to halt such negative remarks about the City.

Councilman Bottone pointed out all the new buildings being constructed in Newark including the college sites being erected and suggested the media cover this aspect. He pointed out the various colleges located in our City serve all of the people of the country and Newark should be treated better by the media.

Councilman Allen agreed with the remarks made by the President and pointed out the Council has worked very hard to turn this City around. It is a disgrace to the hard working people of this City and to Newark as well that the news media makes a presentation such as this.

President Harris suggested perhaps the people of the City should have second thoughts about purchasing RCA products when its subsidiary NBC makes such negative remarks about our City.

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Councilman Giuliano suggested the Council ask for a public apology for what the media has done to the City in light of the hard working efforts of the people to make this a viable municipality.

Councilman Martinez agreed with all of the remarks made by his colleagues and hoped that affirmative action will be taken with respect to this matter.

Councilman Tucker agreed wholeheartedly with the remarks made by his colleagues and suggested copy of the communication sent to NBC should be forwarded to all television stations within the metropolitan area. He pointed out that the City has been the butt of jokes in a negative way and felt if they are going to deal with Newark they should deal with Newark as an international city. They should be fair and not only deal in the negative.

The motion was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 15, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING PARAGRAPH (B) OF SECTION 7:524 FRONT AND REAR DWELLINGS, OF ARTICLE 5, LIGHT AND VENTILATION, OF THE BUILDING CODE OF THE CITY OF NEWARK, NEW JERSEY, 1964, AS AMENDED AND SUPPLEMENTED, TO PERMIT REHABILITATION OF REAR BUILDINGS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading and further directing the Acting City Clerk to invite Secretary of the Board of Adjustment Rossi, Director of Inspections Lembo and Superintendent of Buildings DeCastro to meet with the Council at their pre-meeting conference May 18, 1976 was made by Councilman Martinez, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 8-b. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,

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'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE POSITION TITLE AND ANNUAL SALARY RANGE OF SENIOR STATISTICAL TYPIST IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE, DEPARTMENT OF FINANCE)."

(Senior Statistical Typist \$7,138. - \$8,677.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-c. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE NO. 6-S & F-q. ADOPTED OCTOBER 2, 1974, AS AMENDED BY ORDINANCE NO. 6-S & F-d, ADOPTED MARCH 19, 1975 SO AS TO INCLUDE A VEHICLE FUELING SYSTEM IN THE SPACE AND FACILITY STUDY FOR THE DIVISIONS OF MOTORS AND SANITATION IN THE DEPARTMENT OF PUBLIC WORKS, ALL WITHIN THE ORIGINAL APPROPRIATION OF SUCH ORDINANCE, AS AMENDED (CAPITAL BUDGET PROJECT NO. 34-74)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-d. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BROADWAY."

(Deleting Broadway, east side, from Harvey Street to the entrance of Mt. Pleasant Cemetery, at all times)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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8-e. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITED PARKING ON BROADWAY."

(Broadway, east side, from Harvey Street to the entrance of Mt. Pleasant Cemetery, from 7:00 A. M. to 6:00 P. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-f. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING THE TAXICAB COMMISSION OF THE CITY OF NEWARK, NEW JERSEY' ADOPTED JUNE 18, 1975 (6-S & F-c) AND AMENDMENTS THERETO (PROVIDE FOR APPOINTMENT OF DIRECTOR BY THE TAXICAB COMMISSION)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this ordinance to Administration, per their request, was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-g. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 105 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3027, LOT 11, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1)." (\$1,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 8-h. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED JUNE 28, 1972, AS AMENDED. (TO CREATE RECREATION POSITIONS FOR THE SEASONAL AND WATERSHED SUMMER PROGRAM AND SALARIES THEREFOR)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, See Ordinance 6-F-e, on page 8 in the minutes of this meeting)

- 8-i. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE REPEALING SECTIONS 1 THROUGH 6, INCLUSIVE, OF CHAPTER 18, TITLE 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

- 8-j. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$1,568,380. BY THE CITY OF NEWARK, NEW JERSEY FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR USE OF THE LOCAL ASSESSOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Allen and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker.

- 8-k. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Water Accounting Paradise, Assistant Director of Water Accounting

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Matarazzo and Assistant Director of Water Accounting Graziano met with the Council
May 4, 1976)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, President Harris.

No: Councilmen James, Martinez, Tucker.

- 8-1. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 4 OF ORDINANCE 6-S & F-f DATED MAY 19, 1971 ENTITLED 'AN ORDINANCE TO AMEND ORDINANCE 6-S & F-e DATED FEBRUARY 17, 1971 ENTITLED "AN ORDINANCE REPEALING SECTIONS 10 THROUGH 13 OF TITLE 25, CHAPTER 3 (WATER) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966)" AND CREATING A SEWER RENT FOR ALL WATER USERS WITHIN THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISION OF N.J.S. 40:63-7."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Water Accounting Paradise, Assistant Director of Water Accounting Matarazzo and Assistant Director of Water Accounting Graziano met with the Council
May 4, 1976)

A motion directing the Acting City Clerk to place this ordinance on the May 19, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, President Harris.

No: Councilmen James, Martinez, Tucker.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 9, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ARLINGTON STREET AS LAID OUT 40 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE TO MARKET STREET; ALSO FOR THE VACATION OF LANDERS ALLEY AS LAID OUT 21 FEET MORE OR LESS IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE, 10 FEET MORE OR LESS NORTHERLY TO ITS TERMINUS, AND FOR THE VACATION OF PARTS OF BRANFORD PLACE AS SHOWN ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SHIPMAN STREET TO UNIVERSITY AVENUE.

May 5, 1976

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Business Administrator Walls to meet with the Council at their pre-meeting conference May 18, 1976 was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, EN-
CLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS)
INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK,
N.Y. 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES,
THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER
CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18"
DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN
A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from April 8, 1976 to April 26, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Congregation Ahavas Sholom | 6666 Amended |
| Congregation Chevra Anshe Lubovitz | 6668 Amended |
| St. Francis Xavier Parent Teachers Guild | 6914 Amended |
| St. Thomas Aquinas Church | 6941 |
| Holy Name Society - St. John's Ukrainian Catholic Church | 6963 Amended |
| South Ward Boys' Club Unit of the Boys' Clubs of Newark | 7003 Amended |
| Parent Teachers Association of Our Lady of Mt. Carmel School | 7039 Amended |

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BINGO LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| St. Francis Xavier Roman Catholic Church | 7078 Amended |
| Stella Wright Christian Community | 7086 Amended |
| Carnevale-Spitz Chapter #3 DAV Auxiliary | 7102 |
| St. Columba Roman Catholic Church | 7104 |
| St. James Roman Catholic Church | 7111 |
| Babyland Nursery Inc. | 7119 |
| Church of Our Lady of Good Counsel | 7123 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Sacred Heart Church | 7101 |
| St. Bridget's Church | 7103 |
| Our Lady of Mt. Carmel Church | 7105 |
| St. Michael's Cenacle Group | 7106 |
| St. Michael's Guard of Honor | 7107 |
| St. Michael's Ladies Auxiliary | 7108 |
| Society of the Holy Rosary of St. Francis Xavier Church | 7109 |
| Holy Name Society of St. Francis Xaxiver Church | 7110 |
| Guyton-Callahan Post 152 A.L. | 7112 |
| St. Michael's Parent Teachers Guild | 7113 |
| St. Michael's Parent Teachers Guild | 7114 |
| St. Michael's Parent Teachers Guild | 7115 |
| St. Michael's Parent Teachers Guild | 7116 |
| St. Casimir's Roman Catholic Church | 7120 |
| Sacred Heart Church | 7121 |
| St. Gerard Men's Society | 7122 |
| Ukrainian National Women's League of America, Inc. - Branch 75 | 7124 |

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

May 5, 1976

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ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

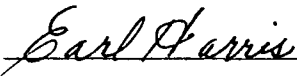
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

This meeting adjourned at 2:30 P. M.

APPROVED:



Archie Korngut
Acting City Clerk



Earl Harris
President



Newark, New Jersey, May 19, 1976

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Felton LaMarr, Smyra Baptist Church.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 11, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Acting City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF APRIL, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The Acting City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY - MARCH, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

May 19, 1976

4-c.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JANUARY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JANUARY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD FEBRUARY 18, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD FEBRUARY 18, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MARCH 17, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 4-h. The Acting City Clerk presented COPY OF MINUTES OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 24, 1976.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 4-i. The Acting City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR THE MONTH OF MARCH, 1976.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 4-j. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD MARCH 10, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 4-k. The Acting City Clerk presented COPY OF STENOGRAPHIC TRANSCRIPT OF PROCEEDINGS OF HEARING HEARD BEFORE THE RENT LEVELING BOARD, ON APRIL 20, 1976, IN THE MATTER OF ZION TOWERS AND CARMEL TOWERS.

A motion that the Copy of Stenographic Transcript be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 4-l. The Acting City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM APRIL 12, 1976 TO APRIL 16, 1976; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT N.J.R-6, FROM APRIL 19, 1976 TO APRIL 23, 1976 AND URBAN RENEWAL PROJECTS N.J.R-6, C/D/H AND C/D/A, FROM APRIL 26, 1976 TO APRIL 30, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM APRIL 12, 1976 TO APRIL 16, 1976, FROM APRIL 19, 1976 TO APRIL 23, 1976 AND FROM APRIL 26, 1976 TO APRIL 30, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Carrino,

1259 seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The Acting City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The Acting City Clerk read APPLICATION OF CELSO COSTA (JOHN LAZAREK, OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT RE-ESTABLISHMENT OF GASOLINE STATION AND ESTABLISHMENT OF AN AUTOMOBILE SALES LOT; ON PREMISES 460-462 FERRY STREET AND 65-69 BRILL STREET.

(Vote of Board of Adjustment 4-0)

(Previous application approved June 17, 1970)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2. The Acting City Clerk read APPLICATION OF CLINT WILLIAMS (MALVERN HOLDING CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A COMMERCIAL GARAGE; ON PREMISES 79-81 MALVERN STREET; ON CONDITION THAT 1) TRUCKS ONLY ARE GARAGED AND REPAIRED; 2) THERE IS NO PAINTING OF TRUCKS; 3) THERE IS NO PARKING OR REPAIRING OF TRUCKS ON THE STREET OR SIDEWALK.

(Vote of Board of Adjustment 4-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

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MR. CLINT WILLIAMS, 168 VERMONT AVENUE, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3. The Acting City Clerk read APPLICATION OF THOMAS FAULKNER (WALTER BROGOWSKI, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT AUTOMOBILE AND TRUCK REPAIRS: ON PREMISES 74 MAGAZINE STREET.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4. The Acting City Clerk read APPLICATION OF MORRIS SIEGEL (ASSOCIATED AUTO BODY WORKS, INC., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT 2ND-STORY ADDITION TO AUTO-MOBILE AND TRUCK REPAIR SHOP INCLUDING BODY, FENDER WORK AND PAINTING; ON PREMISES 405 RAYMOND BOULEVARD.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5. The Acting City Clerk read APPLICATION OF MILTON MASS, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF GASOLINE STATION; ON PREMISES 395-397 SOUTH 10TH STREET; ON CONDITION THAT 1) THE ENTIRE PREMISES ARE REHABILITATED.

(Vote of Board of Adjustment 5-0)

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(Previous application approved August 4, 1965)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6. The Acting City Clerk read APPLICATION OF PLAST FOUNDATION (G. & E. CIAMPI, OWNERS); TO PERMIT IN 1ST AND 2ND RESIDENCE DISTRICTS USE OF BUILDING FOR SCOUT ORGANIZATION MEETINGS; ON PREMISES 736 SANDFORD AVENUE.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The Acting City Clerk read AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 7:524, FRONT AND REAR DWELLINGS, OF ARTICLE 5, LIGHT AND VENTILATION, OF THE BUILDING CODE OF THE CITY OF NEWARK, NEW JERSEY, 1964, AS AMENDED AND SUPPLEMENTED, TO ELIMINATE CONFLICTS WITH THE ZONING ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Board of Adjustment Secretary Rossi, Inspections Director Lembo and Building Superintendent DeCastro met with the Council May 18, 1976)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Bottone.

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President Harris: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

6-F-b. The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE POSITION TITLE AND ANNUAL SALARY RANGE OF SENIOR STATISTICAL TYPIST IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE, DEPARTMENT OF FINANCE.

(Senior Statistical Typist \$7,138. - \$8,677.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

6-F-c. The Acting City Clerk read AN ORDINANCE AMENDING ORDINANCE NO. 6-S & F-q, ADOPTED OCTOBER 2, 1974, AS AMENDED BY ORDINANCE NO. 6-S & F-d, ADOPTED MARCH 19, 1975, SO AS TO INCLUDE A VEHICLE FUELING SYSTEM IN THE SPACE AND FACILITY STUDY FOR THE DIVISIONS OF MOTORS AND SANITATION IN THE DEPARTMENT OF PUBLIC WORKS, ALL WITHIN THE ORIGINAL APPROPRIATION OF SUCH ORDINANCE, AS AMENDED (CAPITAL BUDGET PROJECT NO. 34-74).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

6-F-d.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BROADWAY.

(Deleting Broadway, east side, from Harvey Street to the entrance of Mt. Pleasant Cemetery, at all times)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

6-F-e.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITED PARKING ON BROADWAY.

(Broadway, east side, from Harvey Street to the entrance of Mt. Pleasant Cemetery, from 7:00 A. M. to 6:00 P. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

6-F-f. The Acting City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 105 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3027, LOT 11, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$1,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

6-F-g. The Acting City Clerk read AN ORDINANCE REPEALING SECTIONS 1 THROUGH 6, INCLUSIVE, OF CHAPTER 18, TITLE 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

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6-F-h.

The Acting City Clerk read AN ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

6-F-i.

The Acting City Clerk read AN ORDINANCE TO AMEND SECTION 4 OF ORDINANCE 6-S & F-f DATED MAY 19, 1971 ENTITLED "AN ORDINANCE TO AMEND ORDINANCE 6-S & F-e DATED FEBRUARY 17, 1971 ENTITLED 'AN ORDINANCE REPEALING SECTIONS 10 THROUGH 13 OF TITLE 25, CHAPTER 3 (WATER) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966)' AND CREATING A SEWER RENT FOR ALL WATER USERS WITHIN THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF N.J.S. 40:63-7."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

6-F-j.

The Acting City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ELIZABETH AVENUE COMMUNITY CENTER FOR PREMISES COMMONLY KNOWN AS 50 ELIZABETH AVENUE, BLOCK 2793, LOT 8, FOR THE TERM OF FORTY (40) YEARS, AT AN ANNUAL RENTAL OF \$1.00, OR THE COUNTY TAXES, WHICHEVER IS GREATER, WITH A RIGHT IN SAID CITY TO TERMINATE SAID LEASE ON THIRTY (30) DAYS PRIOR WRITTEN NOTICE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 2, 1976.

May 19, 1976

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

1268

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING EAGLE STREET AND SHEPHARD AVENUE AS ONE-WAY STREETS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

| Street | Direction of Travel | From | To |
|-----------------|------------------------|---------------|--------------|
| Eagle Street | Southbound | Orange Street | James Street |
| Shephard Avenue | Westbound | Mapes Avenue | Mapes Place |

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 19, 1976

6-Ph, S & F-b.

1267

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM GOLDSMITH, POMONA, WEEQUAHIC AND VASSAR AVENUES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, trucks over 4 tons excluded from certain streets, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Goldsmith Avenue, from Elizabeth Avenue to its western terminus

Pomona Avenue, from Elizabeth Avenue to its western terminus

Weequahic Avenue, from Elizabeth Avenue to its western terminus

Vassar Avenue, from Elizabeth Avenue to its western terminus

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 19, 1976

1203

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON VANDERPOOL STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Vanderpool Street, north side, from McCarter Highway to Broad Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO DELETE THE TITLE AND SALARY RANGE FOR DEPUTY TAX COLLECTOR AND CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT TAX COLLECTOR AS PER CIVIL SERVICE CLASSIFICATION).

May 19, 1976

1269

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain permanent positions in the Department of Finance and establishing salaries therefor" adopted November 22, 1966 (6S&Fk) and amendments thereto, be and the same is hereby amended by deleting the following title, title code, annual minimum and annual maximum salaries, therefor, to wit:

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-----------------------------|----------------------------------|----------------------------------|
| Deputy Tax Collector 07-066 | \$ 13,460 | \$ 16,361 |

Section 2. That Section 1 of the aforementioned ordinance be further amended by creating the following title, salary range and title code as follows to wit:

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------------|----------------------------------|----------------------------------|
| Assistant Tax Collector 289190 | \$ 13,460 | \$ 16,361 |

Section 3. All ordinances or parts of prior ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREOF," (6-S & F-k) ADOPTED JUNE 28, 1972, AS AMENDED. (TO CREATE RECREATION POSITIONS FOR THE SEASONAL AND WATERSHED SUMMER PROGRAM AND SALARIES THEREFOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

May 19, 1976

1070

Section 1. That Section 1 on an ordinance entitled, "An ordinance creating permanent positions in the Department of Recreation and Parks and establishing salaries therefor, (6S&FK) adopted June 28, 1972, as amended be and the same is hereby amended by creating the titles, title code, the annual minimum salary range and the annual maximum salary range therefor, to wit:

| <u>POSITION</u> | <u>Hours</u> | <u>Annual Minimum Salary</u> | <u>Annual Maximum Salary</u> |
|---|--------------|------------------------------|------------------------------|
| Administrative Assistant (Watershed) 305000/6115 | 30 | \$8.33 per hr. | \$8.33 per hr. |
| Assistant Camp Director (Watershed) 996505/6505 | 40 | \$6.25 per hr. | \$6.25 per hr. |
| Assistant Coordinator - Rec. 205103/6116 | 40 | \$5.00 per hr. | \$5.00 per hr. |
| Ass't Playstreet Leader - Rec. 205104/6117 | 30 | \$3.83 per hr. | \$3.83 per hr. |
| Ass't Recreation Leader 999344/9001 | 40 | \$3.17 per hr. | \$3.17 per hr. |
| Attendant 623180/9019 | 40 | \$2.92 per hr. | \$2.92 per hr. |
| Clerk Typist 654310/0031 | 30 | \$3.41 per hr. | \$3.41 per hr. |
| Camp Director (Watershed) 996504/0254 | 40 | \$7.49 per hr. | \$7.49 per hr. |
| Coordinator (Watershed) 305001/6505 | 40 | \$6.25 per hr. | \$6.25 per hr. |
| Counselor (Watershed) 850053/9021 | 40 | \$3.78 per hr. | \$3.78 per hr. |
| Counselor-in-Training (Watershed) 805103/6119 | 40 | \$2.25 per hr. | \$2.25 per hr. |
| Lifeguard 623140/9413 | 40 | \$3.00 per hr. | \$3.00 per hr. |
| Maintenance Foreman (Watershed) 305100/6116 | 40 | \$5.50 per hr. | \$5.50 per hr. |
| Maintenance Worker 805104/6120 | 40 | \$4.38 per hr. | \$4.38 per hr. |
| Nurse, (Watershed) 422100/0161 | 40 | \$4.83 per hr. | \$4.83 per hr. |
| Play Street Leader - Rec. 805102/6121 | 30 | \$4.17 per hr. | \$4.17 per hr. |
| Recreation Leader - Rec. 620350/9021 | 40 | \$3.78 per hr. | \$3.78 per hr. |
| Recreation Supv. Art & Craft 620280/0174 | 40 | \$5.07 per hr. | \$5.07 per hr. |
| Recreation Supv. Music 620230/0174 | 40 | \$5.07 per hr. | \$5.07 per hr. |
| Recreation Supv. Sports 620310/0174 | 40 | \$5.07 per hr. | \$5.07 per hr. |
| Specialist (Watershed) 205105/6122 | 40 | \$5.63 per hr. | \$5.63 per hr. |
| Truck Driver 891030/9030 | 40 | \$4.03 per hr. | \$4.03 per hr. |
| Unit Leader (Watershed) 205106/6116 | 40 | \$5.00 per hr. | \$5.00 per hr. |
| Water Safety Instructor 999350/9005 | 40 | \$4.00 per hr. | \$4.00 per hr. |
| Stationary Fireman 036070/9009 | 40 | \$6.28 per hr. | \$6.28 per hr. |
| Stationary Engineer 036050/9011 | 40 | \$6.59 per hr. | \$6.59 per hr. |

Above positions and salary shall be effective only to the extent and period designated as the summer recreation program.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefore, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

May 19, 1976

1271

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO PROHIBIT THE RETAIL SALE OF NON-EVISCERATED ANIMALS; PENALTY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

It shall be unlawful for any person to sell at retail, offer for sale at retail, or permit the sale at retail of any non-eviscerated animal. This section shall not apply to holder of a license issued pursuant to Newark Revised Ordinances 6:1-33 or 6:2-2.

Failure to comply with the provisions of this ordinance shall be punishable by the revocation of any existing food licenses and/or a fine of \$500.00 per violation or both.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. PHILIP REIS, 23 SPRINGFIELD AVENUE, BERKELEY HEIGHTS, NEW JERSEY, appeared before the Municipal Council. He opposed the adoption of this proposed ordinance. Mr. Reis said he opened up an agricultural market on Prospect Street and followed the ordinance adopted in December right down to the letter. The adoption of this ordinance would put him out of business.

Councilman Carrino said he understood this ordinance is not going to stop anyone from selling what the stores sell. In the North Ward people are starting to raise chickens and roosters in their houses, back yards and grounds. He is going along with this proposed ordinance to make sure the animals sold are dead and cleaned out.

May 19, 1976

1072

Councilman Carrino related he has received numerous complaints about people selling non-eviscerated animals and putting innards in the garbage cans causing a health hazard. He questioned how this ordinance would hurt the speaker's business.

Mr. Reis replied when he started in this business, he found out people in the Ironbound section were going to farms and auctions in Englishtown, New Jersey to pick up livestock. He brought Englishtown to the City of Newark.

Councilman Carrino contended he cannot tell Englishtown to stop selling livestock but he can stop it being sold in Newark. He called attention to a health ordinance prohibiting the sale of livestock, chickens, rabbits, ducks, etc. in the City of Newark.

Councilman Tucker said he could not understand how the passage or non-passage of this proposed ordinance would put this man out of business.

Councilman Martinez responded his proposal of this ordinance is not a personal thing. On April 29, 1976 twelve licensees, currently holding poultry and slaughter licenses such as Mr. Reis has, came to see him and requested a change in the existing ordinance because they heard what had been done in the flea market before. Health Officer Waller indicated it would be a serious health hazard if every slaughter house in the City of Newark sold live poultry, chickens, geese, ducks, etc. to people who took them home, slaughtered them and threw the insides in the garbage. Councilman Martinez cited a serious health problem one day on Monroe Street. There were eighteen families in this building who purchased livestock from this speaker's flea market. There were rats, rodents, cats and dogs tearing at the garbage to get to the intestines. Councilman Martinez pointed out Mr. Reis has been the first person issued a license since 1955. He reiterated it is not a personal thing. Health Officer Waller indicated this is a serious health hazard. The licensees requested a new ordinance prohibiting the retail sale of non-eviscerated animals. No one is blocking Mr. Reis. He can sell just like these licensees who are Newark residents.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1273

HEARINGS OF CITIZENS.

6-HC-a.

MR. ED HAGAN, 152 LAFAYETTE STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council. He stated Court Attendants have been laid off, effective December 31, 1975, and have not been called back. These men have been trained as regular policemen to do policemen's work. For the past 2½ months Auxiliary Police have been working in their spots. These men have no experience, no badge or identification card. Mr. Hagan urged the Municipal Council to help reinstate the Court Attendants who were laid off.

President Harris related this matter will be discussed at the May 25, 1976 special conference of the Municipal Council.

Councilman Giuliano agreed with the speaker. He said the Council will discuss this matter with Judge Booker. The termination of the Court Attendants was not the doing of this Council, they were laid off by Administration.

Councilman James stated the Council will explore this matter at their special conference and will try to resolve this problem. He has been meeting with Lutrilla Coleman of CETA, who was laid off as a Court Attendant and brought back as a CETA individual. She has been asking for sometime for identification cards and questioning if they have the right to deal with prisoners without a special badge and other consideration. Councilman James contended the question whether the Court Attendants are under the jurisdiction of the Presiding Judge or the Police Director has not been answered. There are other questions to be answered. It will take a round table discussion of all parties involved.

Upon question posed by Councilman Carrino, Mr. Hagan replied at present the Auxiliary Police are performing the work of the Court Attendants. Eight of the twenty-five Court Attendants who were laid off are back under the CETA Program.

Councilman Martinez related he asked Mr. Hagan to address the Municipal Council this evening. He understands Mr. Hagan's problem. Councilman Martinez asserted Federally authorized programs are taking the place of permanent Civil Service employees who have been terminated. He requested the Council invite Judge Booker, Manpower Director Wheeler, Acting Court Administrator Richard V. Avant and Mr. Edward Hagan to meet with the Municipal Council at their special conference May 25, 1976 to discuss this matter.

A motion to permit Mr. James Benjamin to address the Municipal Council under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

May 19, 1976

1274

6-HC-b.

MR. JAMES BENJAMIN, 169 SHERMAN AVENUE, NEWARK, NEW JERSEY, addressed the

Municipal Council alleging he had information to the effect that the Board of Education plans to close the schools in the City of Newark on June 1, 1976 because of fiscal problems.

Councilman James said he was appreciative of the information brought to the Council this evening. As a Member of the Board of School Estimate, he personally received no correspondence from the Board of Education indicating any fiscal crisis. He has heard, in the Cahill vs. Robinson case, that the State Court has indicated if the State Legislature does not pass the State income tax which would be necessary to fund a thorough and efficient Board of Education, the Courts will stop any amount of State Aid being distributed to the various school systems. It has been indicated publicly, that action will bring schools to a halt as of June 30, 1976.

Councilman James questioned, based on the information given to them, it seems there are two actions being directed at the schools, one from the State Court and one from the Board of Education based on action of this Council. To the best of his knowledge, this Council has not cut the Board of Education Budget for this school year any amount of monies. In fact, they are being funded for this half of the school year. Somehow he is not of the opinion there is a crisis involved this school year. Councilman James concluded he will be more than happy to solicit a response from the Superintendent of Schools and President of the Board of Education, and will get in touch with Mr. Benjamin directly.

Councilman Carrino stated since he is the most directly affected Member of the Municipal Council, being an employee of the Board of Education, and since he is in jeopardy of not getting paid for the month of June, if these allegations are true, he would like the City Clerk's Office to send a letter to Mr. Stanley Taylor, Executive Superintendent of Schools, asking the status of the school budget and if there is any jeopardy of the schools closing early, and to respond as quickly as possible.

President Harris declared, "The statement made by someone in the Board of Education is totally untrue. We do not owe the Board of Education any money. In fact, in our recent budget adopted in March, we were directed by the State to add \$6 million. Mr. Benjamin appeared before the Municipal Council during the budget hearings, which were open to the public. He spoke as a concerned citizen indicating his views and felt it was an unwise decision by this body. We made our position very clear that we were concerned with the taxpayers of the City of Newark and we did not want the tax rate to become confiscatory, and that was what we were considering. We were directed by the State to put \$6 million back, which we did. We complied with the mandate. The rumors

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are not true. We do not owe the Board of Education any money."

The Acting City Clerk was directed to communicate with Executive Superintendent of Schools Stanley Taylor with respect to allegations to the effect that the Board of Education plans to close the schools in the City of Newark on June 1, 1976 because of fiscal problems, to determine if, in fact, there is any truth to these allegations.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN THE SUM OF \$9,000. PAYABLE TO HOWARD WRIGHT AND JAMES A. CAREY, ESQ., OLD TUDOR VILLAGE, 1024 HIGHWAY 35, WALL TOWNSHIP, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF MR. WRIGHT'S CLAIM FOR OVERTIME TOTALING \$12,068.40, ACCUMULATED BETWEEN 1966 AND 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council May 4, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH GRUZEN & PARTNERS ARCHITECTS, 24 COMMERCE STREET, NEWARK, NEW JERSEY, FOR DESIGN SERVICES ON PROJECT KNOWN AS TACTICAL ANTI-CRIME BUILDING, 101-103 ARLINGTON STREET, NEWARK, CONTRACT PRICE SHALL NOT EXCEED \$12,500. PLUS REIMBURSABLE EXPENSES NOT TO EXCEED \$500.; FUNDS PROVIDED FOR BY HIGH IMPACT FUNDS SUBGRANT 74-DF-02-0104, RESOLUTION 7-R-ca, SEPTEMBER 4, 1974, BUDGET INSERTION NO. 44, RESOLUTION 7-R-ca, SEPTEMBER 4, 1974. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION AUTHORIZING ISSUANCE OF EMERGENCY NOTE OR NOTES NOT TO EXCEED \$1,568,380. AS PER ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATION FOR PREPARATION

1278

AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR; SETTING FORTH PROCEDURES TO BE FOLLOWED IN ISSUANCE OF SAID NOTES INCLUDING SCHEDULE FOR PROVISION FOR SAID NOTES IN ANNUAL BUDGETS OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution based on the statutory requirement (N.J.S.A. 40A:4-55) that the ordinance authorizing an emergency appropriation for revaluation should be adopted first, was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani.

No: Councilmen Allen, Bottone, President Harris.

7-R-d.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH P.R.C.

JACOBS, INC., 7798 OLD SPRINGHOUSE ROAD, McLEAN, VIRGINIA, ONLY RESPONSIBLE BIDDER, FOR SERVICES DESCRIBED IN "SPECIFICATIONS FOR REVALUATION PROJECT" AND IN ACCORDANCE WITH THE PLAN AND SCHEDULE SUBMITTED WITH THE BID, FOR \$1,568,380.; CONTRACT ENTERED SUBJECT TO AVAILABILITY OF SUFFICIENT FUNDS; FURTHER SUBJECT TO APPROVAL BY DIRECTOR, DIVISION OF TAXATION, DEPARTMENT OF THE TREASURY, STATE OF NEW JERSEY; FURTHER THE CONTRACTOR SHALL START WORK WITHIN THIRTY (30) DAYS AFTER CONTRACT HAS BEEN EXECUTED AND MUST COMPLETE CONTRACT PROVISIONS BY NO LATER THAN SEPTEMBER 1ST, 1978 AND IF NOT COMPLETED BY SAID DATE, CONTRACTOR SHALL PAY CITY OF NEWARK AS LIQUIDATED DAMAGES \$1,000. FOR EACH DAY, EXCEPT SUNDAYS AND HOLIDAYS UNTIL WORK IS COMPLETED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution based on the statutory requirement (N.J.S.A. 40A:4-57) that funds be available before the granting of a contract, was made by Councilman Martinez, seconded by Councilman Tucker and was declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani.

No: Councilmen Allen, Bottone, President Harris.

7-R-e.

RESOLUTION AMENDING RESOLUTION 7-R-q, OCTOBER 7, 1970, "RESOLUTION DIRECTING

DIRECTOR OF PUBLIC WORKS TO EXECUTE AGREEMENT WITH BARNETT & HERENCHAK, INC., TO PROVIDE ENGINEERING SERVICES FOR RECONSTRUCTION OF RAYMOND BOULEVARD, FUNDS FOR SERVICES APPROPRIATED BY ORDINANCE 6-S & F-c AND 6-S & F-d, ADOPTED APRIL 1, 1969. (\$40,000., AND IF CONSTRUCTION COSTS EXCEED \$275,000. MAXIMUM, THEN 8.5% OF DIFFERENCE)," BY RAISING THE CEILING FROM \$61,783.65 TO \$93,613.51, FUNDS FOR ADDITIONAL SERVICES AVAILABLE UNDER ORDINANCE 6-S & F-d, APRIL 1, 1969. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

1277

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-f.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH UNITED SECURITY INC., 912 McCARTER HIGHWAY, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR SECURITY SERVICES WITH UNARMED UNIFORMED GUARD WITH K-9 DOGS AT VARIOUS FACILITIES IN THE CITY OF NEWARK FOR \$80,654.08, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF RECREATION AND PARKS OPERATING BUDGET, ACCOUNT 7141.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM NANCY REMONDELLI, WIDOW, OWNER OF PREMISES 216 LITTLETON AVENUE, BLOCK 263, LOT 3, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ALICE VARADI AND ROBERT VARADI, HER HUSBAND, OWNERS OF PREMISES 192-194 HAWTHORNE AVENUE, BLOCK 3589, LOTS 38 & 39, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-i. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM FRANK & CARMELA REALTY CO., OWNERS OF PREMISES 44-46 SUMMER AVENUE, BLOCK 478, LOT 8, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM A. J. FARAONE CONSTRUCTION CO., INC., OWNERS OF PREMISES 21-23 BROOKDALE AVENUE, BLOCK 4065, LOT 82, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO ALAN WACKS, SUM OF \$685.47, EXCESS PAYMENT OF TAXES FOR TAX YEAR 1973, PREMISES 1369 McCARTER HIGHWAY, BLOCK 439, LOT 14, PURSUANT TO JUDGMENT OF DIVISION OF TAX APPEALS OF THE STATE. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO FRANK AND GERALDINE PANICO, SUM OF \$705.20, EXCESS PAYMENT OF TAXES FOR TAX YEAR 1974, PREMISES 133 SEVENTH AVENUE, BLOCK 474, LOT 35, PURSUANT TO JUDGEMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING TAX COLLECTOR TO CANCEL \$524.60 REAL ESTATE TAXES FOR YEAR 1974 ASSESSED AGAINST DONATO RUGGIERO FOR PREMISES 143 FIRST STREET, BLOCK 1882, LOT 25: ASSESSED IN ERROR-PROPERTY OWNED BY CITY OF NEWARK AS OF OCTOBER 18, 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$442. AND TO WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$442. ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, IN SETTLEMENT OF 50% OF DAMAGES TO CITY VEHICLE TOTALING \$884.; CITY VEHICLE DRIVEN BY AN MPDO EMPLOYEE ON PENNSYLVANIA AVENUE AT INTERSECTION OF WRIGHT STREET, COLLIDED WITH VEHICLE OWNED AND DRIVEN BY OMAR RYMAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS, TOTALING \$130,768.13, TO PERSONS AND AMOUNTS SHOWN ON ANNEXED EXHIBIT A; OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF STATE BOARD TAX APPEALS, COUNTY BOARD TAX APPEALS, CASH OVERPAYMENTS, SENIOR CITIZEN ALLOWANCE, VETERAN'S DEDUCTIONS FOR YEARS 1971, 1972, 1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED SCHEDULE A, BEING HIGHEST BIDS. (APRIL 23, 1976 CITY-WIDE AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

May 19, 1976

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7-R-q. RESOLUTION AMENDING RESOLUTION 7-R-br ADOPTED APRIL 21, 1976, "RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION TO OPERATE A CONSTRUCTION TRADES TRAINING PROGRAM FOR 120 TRAINEES, FOR SUM NOT TO EXCEED \$39,910.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1976, TITLE II. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)," TO READ "...SOURCE OF FUNDS FOR THIS CONTRACT IS COMPREHENSIVE EMPLOYMENT AND TRAINING ACT I (FY'76)."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r. RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR OLD THIRD WARD URBAN RENEWAL PROJECT N.J. R-6. (TENTH AMENDMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO ADMINISTRATIVE SERVICES AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR PROVISION OF VARIOUS SERVICES REQUIRED PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT 1974, SECOND ACTION YEAR; HOUSING AUTHORITY SHALL RECEIVE PAYMENTS UP TO \$2,750,000. PAYABLE \$250,000. PER MONTH. (NO ADDITIONAL CITY FUNDS SHALL BE REQUIRED) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-c (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-t.

RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH THE NEW HOPE DEVELOPMENT CORPORATION TO OPERATE THE MINORITY CONTRACTORS AND CRAFTSMAN TRADE ASSOCIATION PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT 1974, SECOND ACTION YEAR; NEW HOPE DEVELOPMENT CORPORATION SHALL RECEIVE PAYMENTS ON A MONTHLY REIMBURSABLE BASIS, NOT TO EXCEED \$225,000. BEGINNING MAY 1, 1976 OR AS SOON AS PRACTICAL AFTER COUNCIL APPROVAL; FUNDS BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION, PURSUANT TO FUNDING UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-c (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH HOUSING DEVELOPMENT REHABILITATION CORPORATION TO CONTINUE HOUSING PRESERVATION AND STABILIZATION SERVICES IN THE GREATER NEWARK AREA CONSISTENT WITH THE MAYOR'S URBAN DEVELOPMENT POLICY, AREA-WIDE DEVELOPMENT PLAN AND NATIONAL HOUSING GOAL: SOURCE OF FUNDS \$268,043. HCDA BLOCK GRANT FUNDS 1975-1976 FISCAL YEAR (RESOLUTION 7-R-a FEBRUARY 9, 1976), \$15,500. UNEXPENDED FUND FROM 30 DAY AMENDED AGREEMENT (RESOLUTION 7-R-a APRIL 15, 1976), \$347,680. HCDA TITLE X FUNDS (RESOLUTION 7-R-bq DECEMBER 10, 1975), TOTALING \$631,223.; SERVICES SHALL COMMENCE MAY 1, 1976 AND BE COMPLETED BY MARCH 31, 1977, PURSUANT TO COUNCIL APPROVAL. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL, \$59,425.; FUNDS AVAILABLE FROM STATE LAW ENFORCEMENT AND PLANNING AGENCY (SLEPA).

May 19, 1976 4232

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that no raises are included in the appropriation, was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976 CITY OF NEWARK BUDGET, FROM SPECIAL ITEM OF APPROPRIATION, CRIMINAL JUSTICE PLANNING PROJECT, REEMPLOYMENT OF OFFICERS TO DEPARTMENT OF FIRE, SALARIES AND WAGES, FIREMEN, TO PROVIDE FUNDS FOR SALARIES AND WAGES TO REEMPLOY FIRE FIGHTERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, CRIMINAL JUSTICE PLANNING PROJECT - "RE-EMPLOYMENT OF OFFICERS," \$75,124.; FUNDS AVAILABLE FROM HOUSING AND COMMUNITY DEVELOPMENT ACT II (H.C.D.A.) - DEDICATION BY RIDER.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Martinez stated Police Director Williams feels this \$75,000. is money being taken away from the Police Department to provide funds for reemployment of officers. Councilman Martinez asked if this is correct.

Chief Accountant Fitzsimons replied this resolution is inserting \$75,124. in the 1976 City of Newark Budget for police officers. No money is being taken from the Police Department. This money is coming from the Housing and Community Development Act II (HCDA).

Councilman Carrino asked Manpower Director Wheeler if the Police Department will lose any money by this transaction.

Manpower Director Wheeler replied "The answer is emphatically no. The Police Department will not lose any money. The people were misinformed."

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1283
7-R-y.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF WATER UTILITY, DIVISION OF WATER SUPPLY, MISCELLANEOUS EXPENSES, EXCESS WATER DIVERSION, TO DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE, EQUIPMENT, MAINTENANCE EQUIPMENT, EFFECTIVE MAY 20, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREOF,' (6-S & F-k) ADOPTED JUNE 28, 1972, AS AMENDED. (TO CREATE RECREATION POSITIONS FOR THE SEASONAL AND WATERSHED SUMMER PROGRAM AND SALARIES THEREFOR)," ADOPTED MAY 19, 1976 (6-Ph, S & F-e), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AMENDING RESOLUTION 7-R-bc ADOPTED APRIL 7, 1976, "RESOLUTION RATIFYING CONTRACT WITH UPPER CENTRAL WARD COMMUNITY CENTER FOR OPERATION OF PUBLIC SERVICE EMPLOYMENT PROGRAM PROVIDING RECREATIONAL, CULTURAL AND RELATED SUPPORTIVE SERVICES FOR ONE-HUNDRED (100) NEWARK RESIDENTS FOR PERIOD OCTOBER 27, 1975 TO APRIL 7, 1976; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO EXECUTE CONTRACT FOR PERIOD ENDING OCTOBER 17, 1976 FOR SUM NOT TO EXCEED \$7,200.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)," TO READ "....SOURCE OF FUNDS FOR THIS CONTRACT IS COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A MODIFICATION OF CONTRACT ENTERED INTO BETWEEN THE CITY OF NEWARK AND BABYLAND NURSERY, INC. (RESOLUTION 7-R-bp SEPTEMBER 17, 1975) TO PROVIDE COMPREHENSIVE CHILD CARE SERVICES, TO AMEND ATTENDANCE GUIDELINES FOR INSTITUTIONALIZED CHILD CARE SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING ACCEPTANCE OF DEED FROM SELDON TOWLES, FOR PROPERTY 79 SOUTH 7TH STREET, BLOCK 1829, LOT 67, PURSUANT TO NEW JERSEY STATUTE 54:4-109 IN LIEU OF FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION ACCEPTING BID OF BETTER BUSINESS BUREAU OF GREATER NEWARK TO LEASE APPROXIMATELY 3,000 SQUARE FEET OF OFFICE SPACE ON THE FOURTH FLOOR AT CITY-OWNED PREMISES 16-20 PARK PLACE, NEWARK, NEW JERSEY, FOR \$833.33 PER MONTH FOR A ONE YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION ACCEPTING BID OF PUBLIC SERVICE ELECTRIC & GAS CO. FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 5000, LOTS 40, 42 AND 28, 27-117 AND 139-155 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, FOR \$22,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1235

7-R-bf. RESOLUTION DIRECTING DIRECTOR OF ENGINEERING TO PRESENT DRAWINGS AND SPECIFICATIONS TO THE COMMISSIONER OF TRANSPORTATION FOR APPROVAL FOR RESURFACING OF "SIXTEENTH AVENUE (SECTION #2) AND 8 OTHER STREETS." (WASHINGTON STREET, NORTH 6TH STREET, ELIZABETH AVENUE (SECTION #2), WALNUT STREET, SUSSEX AVENUE, LAFAYETTE STREET, CENTRAL AVENUE, ORANGE STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION AUTHORIZING THE COMBINING OF FUNDING FOR STATE AID PROJECTS FOR 16TH AVENUE SECTION 2 AND TWO (2) OTHER STREETS, ELIZABETH AVENUE SECTION 2, WALNUT STREET, SUSSEX AVENUE, LAFAYETTE STREET AND TWO (2) OTHER STREETS AND TRANSFERRING UNEXPENDED STATE AID BALANCE FOR COMPLETED PROJECT 15TH AVENUE SECTION 2 AND VARIOUS OTHER STREETS TO 16TH AVENUE SECTION 2 AND EIGHT (8) OTHER STREETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION REQUESTING THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO UNDERTAKE AN URBAN BEAUTIFICATION PROJECT ALONG PORTION OF ROUTE 1 & 9 IN THE CITY OF NEWARK. (70% FEDERAL, 30% STATE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTOMOTIVE ELECTRICAL REPAIRS, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 15, 1976 TO MAY 14, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$12,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to defer action on this resolution and directing the Acting City Clerk to invite Business Administrator Walls to meet with the Municipal Council at their pre-meeting conference June 1, 1976 to discuss this matter, was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH NATIONAL SPRING COMPANY, INC., 205 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTOMOTIVE NEW SPRINGS AND PARTS AND REPAIRS OF OLD SPRINGS, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 20, 1976 TO MAY 19, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$20,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH JOSLOFF INDUSTRIES, INC., 183 MEEKER AVENUE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTO SAFETY GLASS AND INSTALLATION, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 15, 1976 TO MAY 14, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$12,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1287

7-R-bl.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH F & P TRUCK & TRAILER EQUIPMENT, BRAKELYNE SERVICE INC., 264 CENTRAL AVENUE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR BRAKE REPAIRS, PARTS AND LABOR, FOR A ONE YEAR PERIOD, EFFECTIVE JUNE 15, 1976 TO JUNE 14, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$7,500., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH D'AURIA & SKIDMORE RADIATOR COMPANY, 1471 McCARTER HIGHWAY, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR RADIATOR, HEATER AND GAS TANK REPAIRS AND PARTS, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 25, 1976 TO MAY 24, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$3,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH MACK BORING & PARTS COMPANY, ROUTE 22, UNION, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTOMOTIVE ENGINE REBUILDING AND SERVICE, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 15, 1976 TO MAY 14, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$20,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bo. ✓

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACTS WITH LOWEST RESPONSIBLE BIDDERS FOR DEMOLITION OF 28 BUILDINGS AS SPECIFIED IN ATTACHED SCHEDULE #1, FOR TOTAL SUM OF \$54,817. IN ACCORDANCE WITH BIDS AND SPECIFICATIONS RECEIVED APRIL 20, 1976. (EVANBOW CONSTRUCTION CO., INC., 16 BUILDINGS, \$33,645. AND WILLIAM M. YOUNG & CO., INC., 12 BUILDINGS, \$21,172.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, SCRAP VEHICLES, DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH PANTRY PRIDE & FOOD FAIR INC., NORTH JERSEY COMMUNITY UNION, FOODTOWN SUPERMARKETS, ATLANTIC & PACIFIC TEA COMPANY AND OLSHIN'S PHARMACY, FOR PERIOD DECEMBER 1, 1975 TO MAY 19, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AGREEMENTS WITH EACH OF THESE GROCERS FOR PROVISION OF FOOD SERVICES TO W.I.C. PROGRAM FOR PERIOD ENDING JUNE 30, 1976. (MAXIMUM AMOUNT TO BE PAID BY CITY \$1,408,547. FROM GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH IN AMOUNT OF \$1,690,247.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council May 18, 1976)

Councilman Tucker requested the Administration be requested to support businesses located in the City of Newark.

Councilman Carrino declared the A & P Tea Company is closing stores in the City of Newark and moving out of the City. The Council and Administration would be remiss to get food supplies from that chain when they do not see fit to stay in the City of Newark.

President Harris cited several A & P stores which have closed in the City of Newark and laid off many Newark residents. He opined the Administration should seek a

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replacement for the A & P Tea Company to participate as food supplier for the W.I.C. Program.

A motion to adopt the resolution and directing the Acting City Clerk to advise Health and Welfare Director Buford of the Council's firm opinion that, for future contracts, he should attempt to seek a suitable replacement for the Atlantic and Pacific Tea Company, a firm which is continuing its policy of closing stores within the City of Newark to the detriment of Newark residents; also the Council believes that, wherever possible, eligible Newark based businesses should be given the opportunity to participate as food suppliers for the W.I.C. Program, was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, FOR MATERNITY INFANT CARE PROJECT, FOR PERIOD DECEMBER 1, 1975 TO MAY 19, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, FOR MATERNITY INFANT CARE PROJECT FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM, IN AMOUNT OF \$3,792. FOR PERIOD ENDING JUNE 30, 1976. (FUNDS FROM GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH IN AMOUNT \$1,690,247.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE FRIENDS OF CLINTON HILL, INC., FOR BESSIE SMITH CENTER, FOR PERIOD DECEMBER 1, 1975 TO MAY 19, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE FRIENDS OF CLINTON HILL, INC. FOR BESSIE SMITH HEALTH CENTER FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM, IN AMOUNT OF \$8,834. FOR PERIOD ENDING JUNE 30, 1976. (FUNDS FROM GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY DEPARTMENT OF HEALTH IN AMOUNT \$1,690,247.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

May 19, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MARTLAND HOSPITAL FOR PERIOD DECEMBER 1, 1975 TO MAY 19, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MARTLAND HOSPITAL FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM, IN AMOUNT OF \$14,761. FOR PERIOD ENDING JUNE 30, 1976. (FUNDS FROM GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH IN AMOUNT \$1,690,247.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH NORTH JERSEY COMMUNITY UNION FOR PERIOD DECEMBER 1, 1975 TO MAY 19, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM, IN AMOUNT \$7,772., FOR PERIOD ENDING JUNE 30, 1976. (FUNDS FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH IN AMOUNT \$1,690,247.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EFFECT NECESSARY NEGOTIATIONS WITH THE HOSPITAL AND HEALTH PLANNING COUNCIL OF METROPOLITAN NEW JERSEY, INC. TO FORMULATE A CONTRACT TO ACCEPT FUNDS FOR CONTINUATION OF THE CITY COMPREHENSIVE HEALTH PLANNING AGENCY, FOR PERIOD OF THREE MONTHS, FROM APRIL 1, 1976 TO JUNE 30, 1976. (ESTIMATED AMOUNT OF PROPOSED AWARD \$8,574.)

May 19, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT SUM OF \$58,463. FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS AS A SUPPLEMENT TO CONTRACT BETWEEN CITY OF NEWARK AND NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS (RESOLUTION 7-R-ba, APRIL 21, 1976); AND AMENDING PARAGRAPH #1 OF SAID RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT \$62,044. FROM PREVIOUS GRANT AGREEMENT #00348, JANUARY 10, 1975 PLUS \$413,725. NEW MONIES FROM TITLE VII, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, FOR PERIOD OF ONE YEAR, FROM NOVEMBER 1, 1975 TO OCTOBER 31, 1976, FOR TOTAL \$475,769.; AND AMENDING PARAGRAPH 2, PROPOSED BUDGET FOR SAID PROGRAM \$512,914. AND SHALL BE FUNDED \$475,769. FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS; \$53,808. FROM CITY OF NEWARK AS IN-KIND CONTRIBUTION; \$41,800. FROM FUNDS GENERATED BY PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE A LETTER AGREEMENT WITH THE NEW JERSEY STATE DEPARTMENT OF EDUCATION ACCEPTING AMOUNT OF \$9,471. FOR ADMINISTRATIVE EXPENSES INCURRED IN PLANNING AND ORGANIZING OF NEWARK SUMMER NUTRITION PROGRAM (SuNuP) FOR YEAR 1976, FOR PERIOD JUNE 1, 1976 TO JUNE 30, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JOYCE MOSCARITOLLO, M. D. FOR DELIVERY OF PEDIATRIC CONSULTANT SERVICES AT NEWARK LEAD POISONING PREVENTION AND CONTROL PROGRAM, FROM MAY 19, 1976 TO JUNE 30, 1976, AT MAXIMUM AMOUNT \$1,561.50, BUDGETED TO LEAD POISONING AND CONTROL PROGRAM GRANT FOR PERIOD ENDING JUNE 30, 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5, AUTHORIZING ADVERTISING OF RESOLUTION)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION RATIFYING CONTRACT ENTERED INTO BETWEEN DEPARTMENT OF HEALTH AND WELFARE AND UNITED COMMUNITY CORPORATION-GOLDEN AGE PROJECT, FOR SUM OF \$42,207., TO HELP DEFRAY ITS ADMINISTRATIVE COSTS DURING PERIOD FEBRUARY 1, 1976 TO JANUARY 31, 1977 AS SAID PROJECT CONTINUES TO MANAGE AND OPERATE EIGHT (8) SENIOR CITIZENS' CENTERS AND DEVELOPS AND SUBSEQUENTLY OPERATES AND MANAGES THREE ADDITIONAL SENIOR CITIZENS' CENTERS DURING AFORESAID TIME PERIOD. (MAXIMUM AMOUNT \$42,207. TO BE DERIVED FROM FUNDS ALLOCATED TO OFFICE OF ELDERLY AFFAIRS BY H.U.D. UNDER H.C.D.A., YEAR I) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Villani, President Harris.

No: Councilmen Allen, Martinez, Tucker.

7-R-ca.

RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO, ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$300,000. FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE INNOVATIVE PROJECTS PROGRAM FOR FY'76 ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1976, P.L. 93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION ADOPTING THE PEQUANNOCK WATERSHED CONSERVATION AND DEVELOPMENT PLAN AND LAND-USE CONTROLS OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION AS THE MASTER PLAN FOR NEWARK'S 35,000 ACRE PEQUANNOCK WATERSHED HOLDINGS IN MORRIS, PASSAIC AND SUSSEX COUNTIES AND DESIGNATING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION AS THE CITY OF NEWARK'S AGENT FOR THE IMPLEMENTATION OF THE PLAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the Acting City Clerk to invite Engineering Director Zach and Newark Watershed Conservation and Development Corporation Executive Director Moore to meet with the Municipal Council at their special conference May 25, 1976 to discuss this matter, was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION ENDORSING EFFORTS OF NEWARK'S CITIZENS TO AID VICTIMS OF THE RECENT EARTHQUAKE IN NORTHEASTERN ITALY.

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A GRANT CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT SUM OF \$139,569. FOR CONTINUATION OF EXPANSION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, FOR PERIOD OF ONE YEAR, FROM JULY 1, 1975 TO JUNE 30, 1976. (STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS (12.5%) \$17,446., CITY OF NEWARK (12.5%) \$17,446., FEDERAL SHARE (75%) \$104,677.)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION URGING THE SENATE OF THE STATE OF NEW JERSEY TO OPPOSE THE ENACTMENT INTO LAW OF ASSEMBLY BILL NO. 1492.

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(Copy of resolution and correspondence submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf. RESOLUTION RESCINDING RESOLUTION 7-R-u, MAY 5, 1976, "RESOLUTION ESTABLISHING THE CRIMINAL JUSTICE COORDINATING COUNCIL. (REQUIRES NO EXPENDITURE OF PUBLIC FUNDS BY THE CITY OF NEWARK)"

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg. RESOLUTION SUPPORTING AUTOMATIC REINSTATEMENT OF TWENTY (20) EMPLOYEES TERMINATED BY UNITED HOSPITAL MEDICAL CENTER.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Tucker stated he wants to make it very clear that the Municipal Council is not getting involved in negotiations. The Council is saying twenty employees were terminated by the United Hospital Medical Center based on a technicality. The union and hospital should sit down to insure that health services are not stopped.

Councilman Martinez agreed with Councilman Tucker. He cited this morning members of District 1199, National Union of Hospital and Health Care Employees were pulling people out of cars, beating them and breaking doors. Councilman Martinez strongly supported the reinstatement of twenty employees terminated by the United Hospital Medical Center.

Councilman Bottone again called attention to the Council policy on late starters. He could not see why these matters could not be placed on the Calendar of the next Council meeting.

President Harris felt it was distasteful to have late starters at a Council meeting. These matters must be discussed in conference. However, he pointed out there are some urgent matters on this Calendar which the Council must act upon.

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7-R-ch.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A MODIFICATION OF CONTRACT ENTERED INTO BETWEEN THE CITY OF NEWARK AND NEWARK DAY CARE COUNCIL (RESOLUTION 7-R-h JULY 3, 1974 AS AMENDED BY RESOLUTION 7-R-a SEPTEMBER 5, 1975) TO AMEND ATTENDANCE GUIDELINES FOR INSTITUTIONALIZED CHILD CARE SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT TO THE REGIONAL ADMINISTRATOR OF THE U. S. DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION A PREAPPLICATION FOR FEDERAL ASSISTANCE TO OPERATE A SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH UNDER PROVISIONS OF TITLE III OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973. (\$4,079,200. CETA TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF RECREATION AND PARKS TO EXECUTE ON BEHALF OF CITY OF NEWARK AN AGREEMENT PROVIDING FOR LEASING OF OUTDOOR SECTION OF IRONBOUND RECREATION CENTER TO THE PORTUGUESE CONTINENTAL FRATERNAL UNION, 42 WILSON AVENUE, NEWARK, ON MAY 30, 1976, FOR A CULTURAL FESTIVAL. (\$500. IN ADVANCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ck.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH TRI-CITY CITIZENS' UNION FOR PROGRAM FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE, FOR PERIOD OF TWELVE MONTHS, FROM APRIL 16, 1976 TO APRIL 15, 1977, RATIFYING PERIOD FROM APRIL 16 TO MAY 20, 1976; MAXIMUM AMOUNT TO BE PAID BY CITY \$15,840. FROM NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR II, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT

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AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.

40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION TO REMOVE FROM THE TABLE AND PLACE ON THE JUNE 2, 1976 CALENDAR OF THE MUNICIPAL COUNCIL, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH DESIGN PLUS, INC. FOR PRODUCTION OF AN INFANT NUTRITION BROCHURE; TERM OF CONTRACT TO BEGIN ON SEPTEMBER 18, 1975 AND TERMINATE ON OCTOBER 30, 1975 FOR \$6,520., \$2,400.-NEWARK HEALTH PLANNING AGENCY, \$4,120.-HEALTH SERVICES DELIVERY SYSTEM). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION,"

(RESOLUTION TABLED SEPTEMBER 17, 1975), was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$1,568,380. BY THE CITY OF NEWARK, NEW JERSEY FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR USE OF THE LOCAL ASSESSOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Failed of adoption May 5, 1976)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Allen and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

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8-b. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 10, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-1, PROHIBITING TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(South on Broad Street at Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 10, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Deleting South on Broad Street to West on Raymond Boulevard

North on Broad Street to East on Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 10, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET."

(Deleting Halsey Street, west side, from Washington Place to Hill Street

Adding Halsey Street, west side, from Washington Place to Branford Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker Villani, President Harris.

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8-e. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 11, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 209 PRINCE STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$5,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 11, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 126 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 57, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$3,100.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 11, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 161 ELIZABETH AVENUE, NEWARK, NEW JERSEY, BLOCK 2697, LOT 27, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$4,300.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-h.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 11, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 158-160 CHARLTON STREET, NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$6,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 11, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF SUPERVISOR, REAL ESTATE SALES AS PER CIVIL SERVICE RECLASSIFICATION)"

(Supervisor, Real Estate Sales \$10,547. - \$12,816.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 9, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ARLINGTON STREET AS LAID OUT 40 FEET IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE TO MARKET STREET; ALSO FOR THE VACATION OF LANDERS ALLEY AS LAID OUT 21 FEET MORE OR LESS IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE, 10 FEET MORE OR LESS NORTHERLY TO ITS TERMINUS, AND FOR THE VACATION OF PARTS OF BRANFORD PLACE AS SHOWN ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SHIPMAN STREET TO UNIVERSITY AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 19, 1976

(Business Administrator Walls met with the Council May 18, 1976)

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A motion directing the Acting City Clerk to place this ordinance on the June 2, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK, N. Y. 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from May 3, 1976 to May 11, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Society of the Holy Rosary of St. Francis Xavier Church | 6868 (Amended) |
| Queen of Angels Roman Catholic Church | 6953 (Amended) |
| Newark Lodge #21 BPO Elks | 7089 (Amended) |
| St. Stanislaus Roman Catholic Church | 7098 (Amended) |
| Carnevale-Spitz Chapter #3 - DAV Auxiliary | 7102 (Amended) |
| Holy Name Society - St. John's Ukrainian Catholic Church | 7141 |

May 19, 1976

RAFFLES LICENSES

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| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Ann Street Home and School Association | 7117 |
| Ann Street Home and School Association | 7118 |
| Clear View Baptist Church | 7125 |
| St. Columba PTA | 7126 |
| Parkway Block Club | 7127 |
| Central Ward Boys' Club Unit of Boys' Clubs of Newark, Inc. | 7128 |
| Sacred Heart Cathedral Rosary Altar Society | 7129 |
| St. Francis Xavier Roman Catholic Church | 7130 |
| St. Lucy's Roman Catholic Church | 7131 |
| The Black Youth Organization | 7132 |
| St. Ann's Roman Catholic Church | 7133 |
| St. Ann's Educational Club | 7134 |
| St. Ann's P.T.A. | 7135 |
| St. Ann's P.T.A. | 7136 |
| St. Ann's P.T.A. | 7137 |
| St. Ann's P.T.A. | 7138 |
| YWCA of the Oranges | 7139 |
| YWCA of the Oranges | 7140 |

A motion to concur in the report was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

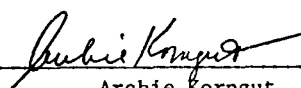
ADJOURNMENT.

12. A motion to adjourn the meeting was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

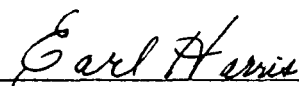
This meeting adjourned at 10:00 P. M.

APPROVED:



Archie Korngut

Acting City Clerk



Earl Harris

President

Newark, New Jersey, June 2, 1976

1302

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Benjamin A. Piazza, St. Francis Xavier Roman Catholic Church.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant John Mosca, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 24, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented 1975 ANNUAL REPORT OF THE FIRE DEPARTMENT.

A motion that the Annual Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF MARCH, 1976, SUBMITTED BY DENNIS G. CHEROT, EXECUTIVE DIRECTOR.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE HELD APRIL 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD MARCH 1, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD APRIL 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD APRIL 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD APRIL 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to consider Resolution 7-R-by at this time was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

June 2, 1976

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION COMMENDING NEWARK FIREMEN JOHN ANSTISS AND VINCENT LADD FOR EXTRAORDINARY BRAVERY AND OUTSTANDING SERVICE, AND THE NEWARK FIRE DEPARTMENT RESCUE SQUAD FOR EXEMPLARY PERFORMANCE IN SAVING THE LIVES OF CITY WORKMEN.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano.

The Members of the Municipal Council commended Firemen John Anstiss and Vincent Ladd and the Newark Fire Department Rescue Squad for displaying extraordinary bravery and outstanding service in saving the lives of workmen who were trapped on a broken scaffold. It was pointed out that people constantly put Newark down and somehow forget how dedicated municipal employees really are. They also commended the Newark Fire Department and each Member of the Fire Department noting they are number one in the country.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The City Clerk read APPLICATION OF JOSEPH BONAFEDE, OWNER; TO PERMIT IN A 1ST INDUSTRIAL DISTRICT 1-STORY REAR ADDITION TO RETAIL STORE AND 1-FAMILY DWELLING LEAVING DWELLING LEAVING INSUFFICIENT REAR YARD; ON PREMISES 889-891 MT. PROSPECT AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to

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approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF JOAQUIN RASILO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT 3-STORY REAR ADDITION TO 3-FAMILY DWELLING WITH INSUFFICIENT SIDE YARDS AND NO ON-SITE PARKING; ON PREMISES 296 OLIVER STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3. The City Clerk read APPLICATION OF NEWARK WOODLAND CORP. (LEAVEY SMITH, OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF A CHURCH WITH NO ON-SITE PARKING, AND CONSTRUCTION OF A 1-STORY REAR ADDITION THERETO; ON PREMISES 396-398 EIGHTEENTH AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4. The City Clerk read APPLICATION OF JOTIL REALTY CORP., OWNER; TO PERMIT IN 4TH RESIDENCE AND 3 RD BUSINESS DISTRICTS 1-STORY SIDE ADDITION TO BUILDING USED FOR RETAIL STORES; ON PREMISES 286-300 CLINTON AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

June 2, 1976

1308

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5. The City Clerk read APPLICATION OF KILBURN MEMORIAL UNITED PRESBYTERIAN CHURCH, OWNER; TO PERMIT IN 2ND RESIDENCE AND 2ND BUSINESS DISTRICTS ESTABLISHMENT OF A DAY CARE CENTER IN AN EXISTING CHURCH; ON PREMISES 962 SOUTH ORANGE AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6. The City Clerk read APPLICATION OF VICTOR GACUSAN, OWNER; TO PERMIT IN A 1ST RESIDENCE DISTRICT CONSTRUCTION OF A 1-FAMILY DWELLING WITH INSUFFICIENT CUBICAL CONTENT; ON PREMISES 46 REYNOLDS PLACE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7. The City Clerk read APPLICATION OF BETHESDA CHURCH OF GOD & CHRIST, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT ESTABLISHMENT OF A DAY CARE CENTER IN AN EXISTING CHURCH; ON PREMISES 546 CLINTON AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommenda-

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1307 tions of the Board of Adjustment was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8. The City Clerk read APPLICATION OF NEWARK BETH ISRAEL MEDICAL CENTER (NEWARK BOARD OF EDUCATION, OWNER); TO PERMIT IN 2ND RESIDENCE AND 2ND BUSINESS DISTRICTS ESTABLISHMENT OF A TEMPORARY PUBLIC PARKING LOT; ON PREMISES 275-289 LYONS AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD ENDING TEN MONTHS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 5-0)

(Previous applications approved June 3, 1964, 287-289 Lyons Avenue rear (124 Aldine Street) and March 17, 1976)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 23, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Water Accounting Paradise, Assistant Director of Water Accounting Matarazzo and Assistant Director of Water Accounting Graziano met with the Council May 4, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone.

Councilman Carrino noted Council has been told this projected increase would be an overall savings to the taxpayers in the City since many tax exempt properties and many out-of-town residents would receive the same raise Newark residents will be receiving, so that the deficiency we are running into would be off-set by increases received from out-of-towners. It was estimated that sum would be in excess of \$2 million. He suggested the Council defer action on this ordinance until they receive

June 2, 1976

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a commitment that a budget correction will be made taking that \$2 million out of the budget so that it is not lost somewhere along the line.

President Harris noted the maker and seconder of the motion would have to withdraw their motions to adopt this ordinance on first reading.

Councilman Allen indicated he would not withdraw his motion to adopt.

Councilman Bottone indicated all the tax exempt properties in the City of Newark are paying the lower rate for water and by having them pick up the increase in water rates it would help share the burden on the shoulder of the Newark taxpayers.

Councilman Giuliano noted a year ago he suggested a voluntary tax be imposed upon tax exempt properties throughout the City and none of those agencies have come forward to help the City in its financial need.

Councilman James pointed out the posture of Administration that increase in water rates would be a savings on property taxes is an illusion since the Council approved a parking tax, payroll tax, sewerage charge and in spite of all these the tax rate still went up. He opined with the increase in water rates you will find a year from now the property tax will continue to go up unless we have a guarantee from Administration that they will cut out some of the luxury items which are not required. The question is not how much we must raise, the question is how much more is expended and unfortunately the Council has no control over that. He felt the imposition of an increase in water rates would add another burden on the taxpayers of the City.

The motion to adopt the ordinance on first reading failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone.

No: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani.

Not Voting: President Harris.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND SECTION 4 OF ORDINANCE 6-S & F-f DATED MAY 19, 1971 ENTITLED 'AN ORDINANCE TO AMEND ORDINANCE 6-S & F-e DATED FEBRUARY 17, 1971 ENTITLED 'AN ORDINANCE REPEALING SECTIONS 10 THROUGH 13 OF TITLE 25, CHAPTER 3 (WATER) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, (1966)' AND CREATING A SEWER RENT FOR ALL WATER USERS WITHIN THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF N.J.S. 40:63-7.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Water Accounting Paradise, Assistant Director of Water Accounting Matarazzo and Assistant Director of Water Accounting Graziano met with the Council May 4, 1976)

1373

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Allen.

Councilman Bottone stated he is moving for deferment on this ordinance due to the fact the Council was informed that the City of Newark is working with one sewer team for 10,000 sewers and the Council was under the impression that additional men would be hired under federal grant money so that a crew could be working in each Ward throughout the City. He noted it is impossible to get any sewer assistance on the week-end.

Councilman Bottone added the Council was to receive a report within 48 hours which was last Thursday and the Council has still no word about additional crews. He added he could not see raising sewer taxes unless the taxpayers are serviced.

Councilman Tucker agreed with the points raised by Councilman Bottone and said the situation with respect to sewer treatment is ridiculous. We are constantly asking taxpayers to pay increases for service and services are being diminished. He pointed out at a meeting with Mr. Wheeler and Mr. Dennison and other individuals it was indicated some effort would be made to see if the Federal Government could not program assistance to add to sewer crews. The Council has received no indication as to what is being done with respect to this plan. He suggested rather than defer perhaps the Council should table this ordinance.

The motion to defer action on this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Bottone pointed out the Council had, on two occasions, requested that the Business Administrator or a representative from his office be present at the public meetings of the Municipal Council. He asked if anyone from the Business Administrator's Office was present in the audience and there was no reply.

President Harris directed the City Clerk to forward another letter to the Business Administrator indicating no one from his office was present at this meeting as requested by the Council.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-1, PROHIBITING TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(South on Broad Street at Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 2, 1976

1030

A motion to defer action on this ordinance awaiting approval from Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(South on Broad Street to West on Raymond Boulevard

North on Broad Street to East on Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET.

(Deleting Halsey Street, west side, from Washington Place to Hill Street

Adding Halsey Street, west side, from Washington Place to Branford Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by Councilman President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

1511

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 209 PRINCE STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$5,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

6-F-g.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 126 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 57, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$3,100.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 161 ELIZABETH AVENUE, NEWARK, NEW JERSEY, BLOCK 2697, LOT 27 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$4,300.)

June 2, 1976 1022

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

6-F-i. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 158-160 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 40 AND 41 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO N.J.S. 40A:12-13 (b) (1).
(\$6,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

6-F-j. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF SUPERVISOR, REAL ESTATE SALES AS PER CIVIL SERVICE RECLASSIFICATION).

(Supervisor, Real Estate Sales \$10,547. - \$12,816.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

6-F-k. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ARLINGTON STREET AS LAID OUT 40 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE TO MARKET STREET; ALSO FOR THE VACATION OF LANDERS ALLEY AS LAID OUT 21 FEET MORE OR LESS IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE, 10 FEET MORE OR LESS NORTHERLY TO ITS TERMINUS, AND FOR THE VACATION OF PARTS OF BRANFORD PLACE AS SHOWN ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SHIPMAN STREET TO UNIVERSITY AVENUE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Walls met with the Council May 18, 1976)

A motion to adopt ordinance on first reading was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

A motion to remove from the Table "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE AND TITLE CODE FOR DIRECTOR, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE)." (19,887. - \$24,172.), was made by Councilman Tucker, seconded by Councilman Villani.

Councilman James asked what the incumbents present salary range is.

Chief Analyst Polster replied the 1976 budget indicates salary range for Director of Water Accounting and Customer Service as \$15,582. - \$18,940. The

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Municipal Council approved an appropriation of \$20,750. for 1976 which is his present salary including longevity.

Councilman Carrino stated it is inconceivable to him how the Council can talk about not increasing water rates and then consider a raise for someone who administers this agency.

Councilman Carrino added this man does a great job and the City has a good Water Department. However, he felt if this ordinance is approved the Council would be faced with entertaining raises for eight other divisions. He questioned whether the City is in a position now to give raises to everybody regardless of how their performance is. He noted the Members of the Council will be faced with a critical situation this Friday because the Council feels the City does not have funds to pay for a revaluation. He could not understand how they could maintain this position in entertaining a raise.

Councilman Tucker felt the concerns raised by his colleague are very real and to a certain degree valid but there are other concerns. No one can disagree that the incumbent is doing an exemplary job. This individual has not received an increment or increase for the last five years. He felt the Council should reward an individual who is doing such an exemplary job as indicated by reports received from the community at large and representatives from the business community and from other cities indicating that Newark has one of the best Water Departments in the State of New Jersey. He felt the Council should move affirmatively to rectify an injustice that has existed for a long period of time.

Councilman Giuliano noted it is Administration that proposes the adjustments for individuals and the burden is on their shoulders.

The motion to remove this ordinance from the Table was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

A motion to place this Ordinance under Ordinances for first reading was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilmen James, Martinez.

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6-F-1.

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The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE AND TITLE CODE FOR DIRECTOR, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE).

(Director, Division of Water Accounting
and Customer Service \$19,887. - \$24,172.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilmen James, Martinez.

President Harris: The yeases are six, the no is one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 16, 1976.

ORDINANCES ON PUBLIC HEARINGS, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 7:524, FRONT AND REAR DWELLINGS, OF ARTICLE 5, LIGHT AND VENTILATION, OF THE BUILDING CODE OF THE CITY OF NEWARK, NEW JERSEY, 1964, AS AMENDED AND SUPPLEMENTED, TO ELIMINATE CONFLICTS WITH THE ZONING ORDINANCE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 7:524, Front and Rear Dwellings, of Article 5, Light and Ventilation, of Building Code of the City of Newark, New Jersey, 1964, as amended and supplemented, be amended and supplemented as follows:

(B) No dwelling house or place of abode shall be constructed or built within the city which shall not have a frontage on some street or highway.

(C) Except as hereinafter provided, no building not having a frontage on a street or highway within the city shall be changed or altered into a dwelling house or place of abode and no permit shall be granted for the changing, altering or enlarging of any dwelling house or place of abode within the limits of the city not having a frontage on some street or highway.

(D) The provisions of section (C) shall not apply to lots having an area of greater than 5,000 square feet.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE POSITION TITLE AND ANNUAL SALARY RANGE OF SENIOR STATISTICAL TYPIST IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE, DEPARTMENT OF FINANCE).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Division of Water Accounting and Customer Service in the Department of Finance and establishing salaries therefore" (6S&Fk) adopted November 22, 1966 as amended and supplemented, be amended by creating the following permanent position and there is also hereby established as set forth opposite the respective title of such position, the code, the minimum and maximum salaries therefore, as follows, to wit:

| POSITION | ANNUAL MINIMUM SALARY | ANNUAL MAXIMUM SALARY |
|----------------------------------|--------------------------|--------------------------|
| Senior Statistical Typist 221020 | \$ 7,138. | \$ 8,677. |

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Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefore, which are inconsistent herewith, as hereinafter set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE NO. 6-S & F-q ADOPTED OCTOBER 2, 1974, AS AMENDED BY ORDINANCE NO. 6-S & F-d, ADOPTED MARCH 19, 1975, SO AS TO INCLUDE A VEHICLE FUELING SYSTEM IN THE SPACE AND FACILITY STUDY FOR THE DIVISIONS OF MOTORS AND SANITATION IN THE DEPARTMENT OF PUBLIC WORKS, ALL WITHIN THE ORIGINAL APPROPRIATION OF SUCH ORDINANCE, AS AMENDED (CAPITAL BUDGET PROJECT NO. 34-74).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, AS FOLLOWS:

Section 1. Section 3, Purpose 8, of Bond Ordinance No. 6s & Fq, adopted October 2, 1974, as amended by Ordinance No. 6s & Fd, adopted March 19, 1975, which is a Study of the Space and Facility Needs of the Divisions of Motors and Sanitation in the Department of Public Works, be further amended, so as to include a vehicle fueling system so that such purpose, as amended, will read as follows:

"Capital Budget Project No. 34-74

(8) Study space and facility needs of Divisions of Motors and Sanitation in Department of Public Works

The City shall undertake Stage I of the planned development

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and construction of facilities including garage and shops, 1318
office, storage space, a vehicle painting facility, vehicle
washing facility and a vehicle fueling system for the
Division of Motors and the Division of Sanitation of the
Department of Public Works of the City, which Stage I includes
the acquisition and installation of the vehicle painting
facility, vehicle washing facility, and vehicle fueling
system, preliminary planning services, cost estimates
and all related work as may be necessary of public
improvements to be authorized.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$250,000 |
| Down Payment | 12,000 |
| Amount of Bonds and Notes | 238,000 |
| Period of Probable Usefulness | 20 years" |

Section 2. The appropriation and estimated cost, the
down payment, the amount of bonds and notes authorized and
the period of probable usefulness all as stated in the
original Ordinance as amended, and as stated above, are the
same and the issuance of such bonds is permitted by an
exception to the debt limitations prescribed by said Local
Bond Law contained in Subdivision (g) of Section 40A:2-7 of
said Law. The gross debt of the City is not increased by
this Ordinance.

Section 3. This Ordinance shall take effect twenty days
after the first publication thereof after final passage.

President Harris called for those desiring to be heard on the ordinance to
approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on
second reading and final passage was made by Councilman Tucker, seconded by Councilman
Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance
having been read on two separate days and having achieved the vote required by the
statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor
for his approval or disapproval.

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6-Ph, S & F-d.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BROADWAY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Broadway, east side, from Harvey Street to the entrance of Mt. Pleasant Cemetery, at all times.

Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITED PARKING ON BROADWAY.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended and supplemented, be amended by adding thereto:

Broadway, east side, from Harvey Street to the entrance of Mt. Pleasant Cemetery, from 7:00 A. M. to 6:00 P. M.

Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence.

Section 3. Any existing ordinances, or parts thereof, inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 105 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3027, LOT 11, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 105 Hedden Terrace, Newark, New Jersey, Block 3027, Lot 11, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1,800. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

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Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE REPEALING SECTIONS 1 THROUGH 6, INCLUSIVE, OF CHAPTER 18, TITLE 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1.

Chapter 18. Jobbers and Vendors of Processed Meats, Poultry and Fish Products from Vehicles.

- S8:18-1. License required.
- S8:18-2. Application.
- S8:18-3. Inspection of equipment.
- S8:18-4. Issuance of license; term; fee.
- S8:18-5. Revocation of license.
- S8:18-6. Penalty.

be and the same are hereby repealed.

Section 2.

No part of this ordinance shall affect violations of any other ordinance, code or regulation of the City of Newark, County of Essex and State of New Jersey existing prior to the effective date hereof; and any such violation shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.

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Section 3.

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This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuilano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ELIZABETH AVENUE COMMUNITY CENTER FOR PREMISES COMMONLY KNOWN AS 50 ELIZABETH AVENUE, BLOCK 2793, LOT 8, FOR THE TERM OF FORTY (40) YEARS, AT AN ANNUAL RENTAL OF \$1.00, OR THE COUNTY TAXES, WHICHEVER IS GREATER WITH A RIGHT IN SAID CITY TO TERMINATE SAID LEASE ON THIRTY (30) DAYS PRIOR WRITTEN NOTICE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Elizabeth Avenue Community Center, a non-profit corporation of the State of New Jersey, which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 50 Elizabeth Avenue, Block 2793, Lot 8, owned by the City of Newark, are not required for governmental purposes; and
3. That the Business Administrator of the City of Newark, pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with the Elizabeth Avenue Community Center, for a term of forty (40) years at a nominal annual rental of one (\$1.00) Dollar, or the County taxes, whichever is greater.
4. That the subject premises shall be used by the tenant for the purpose of a public community recreational area and playground; pursuant to N.J.S.A. 40A:12-15(i); which shall serve approximately 150 children, residing in the community.

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5. That the Business Administrator of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report within ninety (90) days after January 1st of each year, setting forth the use to which the leased premises was put during each year; the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of the non-profit corporation pursuant to both State and Federal law.

6. That copies of the executed lease and first annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and

7. That the tenant shall not be permitted to erect any structures upon the leased premises; subletting or underletting is prohibited and the City of Newark reserves the right to terminate this lease, without penalty, on thirty (30) days prior notice to tenant, in writing.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

Not Voting: Councilman Tucker.

President Harris: The yeases are eight and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to securing more playgrounds for the children in the North Ward and registered various complaints with respect to conditions in the City of Newark. Mr. Dinson presented a list of complaints to the Municipal Council.

President Harris directed the City Clerk to forward these complaints to determine their validity and to alleviate the conditions complained of by Mr. Dinson to Business Administrator Walls and Director of Health and Welfare Buford.

A motion to permit the following individuals to address the Municipal Council under Hearings of Citizens was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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No: Councilmen Allen, Bottone.

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6-HC-b. MR. MANUEL ROSA, 19 GOTTHARDT STREET, NEWARK, NEW JERSEY.

6-HC-c. MS. ELEANOR MIRANDI, 95 ANN STREET, NEWARK, NEW JERSEY.

6-HC-d. MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.

The above individuals addressed the Municipal Council with respect to revaluation in the City of Newark which has been mandated by the Courts. They urged the Municipal Council not to adopt the ordinance and resolutions pertaining to this subject. They felt the taxpayers of the City of Newark were already over-burdened with a high tax rate and if the revaluation takes place many people would abandon their homes because they would be unable to pay the taxes. They urged the other four Members of the Municipal Council who voted for the revaluation to change their votes to the negative and stand united together on this issue. The speakers felt that the people who rehab and remodel their homes would be penalized wherein the slumlord would benefit.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING ISSUANCE OF EMERGENCY NOTE OR NOTES NOT TO EXCEED \$1,568,380. AS PER ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATION FOR PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR; SETTING FORTH PROCEDURES TO BE FOLLOWED IN ISSUANCE OF SAID NOTES INCLUDING SCHEDULE FOR PROVISION FOR SAID NOTES IN ANNUAL BUDGETS OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone.

Councilman Tucker noted the revaluation issue is before the Court and the Council was not advised to speak on this matter. He requested the City Clerk to read into the record a statement by Councilmen Carrino, James, Martinez, Tucker and Villani.

The City Clerk read the following statement:

We oppose the revaluation of almost 49,000 properties in Newark because we believe that this study, if undertaken, will cause Newark to become a ghost town.

In our opinion, the proposed revaluation will cause an already confiscatory \$10 tax rate per \$100 of assessed property to soar, thus placing an unbearable fiscal hardship on the already overburdened Newark taxpayer.

The response from our constituents has been overwhelmingly in

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1635 opposition to this revaluation proposal. Since we are elected to represent them and to serve in their best interest, we cannot support a program, which we deem to be detrimental to that interest.

Property owners who have bought run-down and/or deteriorating dwellings and made substantial home improvements and done extensive rehabilitation work on their properties will be especially hard hit by revaluation, as will be any homeowner who has made improvements on his property.

Moreover, revaluation will deter future efforts to upgrade and improve property in Newark, since homeowners will know that any attempt to do so will carry with it an automatic tax increase.

Nearly 63 percent of Newark's property is occupied by state, county, federal, church, hospital and other non-taxable agencies. Thus the tax burden unjustly falls on 37 percent of those persons who own taxable properties. This figure is steadily diminishing, simply because persons of modest or low incomes cannot afford to own property in Newark.

The City of Newark is already the biggest landlord in the city. A property revaluation will literally deprive low-income homeowners of their homes, since their inability to maintain tax payments on their property will inevitably lead to foreclosure by the city. When this happens the tax burden will be shifted to the shoulders of the middle class homeowners. This hardship will not be felt by homeowners alone, as landlords will be hit by the tax increase as well, and will be forced to raise their rents.

Newark homeowners have already expressed their feelings to us. They will not remain in this city and be unjustly taxed. Revaluation will force an exodus of our remaining middle class residents. Those who cannot afford to leave will look to the city for support--a city which already has one-third of its residents on public assistance and records an unemployment rate of nearly 20 percent.

Newark also has a responsibility of providing its residents with necessary police, fire and sanitation services. With decreases in state and federal funds--which in the past had helped offset these costs--Newark must look toward its property owners for taxes to maintain these services. Where will we find the money needed to protect our citizens if revaluation forces our taxpayers out of Newark?

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In addition to the predicted havoc revaluation would bring to Newark, the proposal before us calls for a study to be implemented which would cost some \$1.6 million. Even prior to a reassessment of property, the court is telling us to appropriate funds which will automatically increase our present tax rate 12 to 14 points. We believe that this proposal is also detrimental to the citizens of Newark and are reluctant to support it since other cost saving measures, such as having the City conduct its own revaluation, have not been fully explored.

It is our opinion and position that meaningful revaluation cannot take place until the New Jersey State Legislature has enacted its tax reform package.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

7-R-b. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH P.R.C. JACOBS, INC., 7798 OLD SPRINGHOUSE ROAD, MC LEAN, VIRGINIA, ONLY RESPONSIBLE BIDDER, FOR SERVICES DESCRIBED "SPECIFICATIONS FOR REVALUATION PROJECT" AND IN ACCORDANCE WITH THE PLANS AND SCHEDULE SUBMITTED WITH THE BID, FOR \$1,568,380.; CONTRACT ENTERED INTO SUBJECT TO AVAILABILITY OF SUFFICIENT FUNDS; FURTHER SUBJECT TO APPROVAL BY DIRECTOR, DIVISION OF TAXATION, DEPARTMENT OF THE TREASURY, STATE OF NEW JERSEY; FURTHER THE CONTRACTOR SHALL START WORK WITHIN THIRTY (30) DAYS AFTER CONTRACT HAS BEEN EXECUTED AND MUST COMPLETE ENTIRE CONTRACT PROVISIONS BY NO LATER THAN SEPTEMBER 1ST, 1978 AND IF NOT COMPLETED BY SAID DATE, CONTRACTOR SHALL PAY CITY OF NEWARK AS LIQUIDATED DAMAGES \$1,000. FOR EACH DAY, EXCEPT SUNDAYS AND HOLIDAYS UNTIL WORK IS COMPLETED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

7-R-c. RESOLUTION AMENDING RESOLUTION 7-R-q, OCTOBER 7, 1970, "RESOLUTION DIRECTING DIRECTOR OF PUBLIC WORKS TO EXECUTE AGREEMENT WITH BARNETT & HERENCHAK, INC., TO PROVIDE ENGINEERING SERVICES FOR RECONSTRUCTION OF RAYMOND BOULEVARD, FUNDS FOR SERVICES APPROPRIATED BY ORDINANCES 6-S & F-c AND 6-S & F-d, ADOPTED APRIL 1, 1969. (\$40,000. AND IF CONSTRUCTION COSTS EXCEEDS \$275,000. MAXIMUM, THEN 8.5% OF DIFFERENCE)," BY RAISING

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(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Engineering Zach and Corporation Counsel Buck met with the Council June 1, 1976)

A motion directing the City Clerk to return this resolution to Administration was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH HOUSING DEVELOPMENT REHABILITATION CORPORATION TO CONTINUE HOUSING PRESERVATION AND STABILIZATION SERVICES TO THE GREATER NEWARK AREA CONSISTENT WITH THE MAYOR'S URBAN DEVELOPMENT POLICY, AREA-WIDE DEVELOPMENT PLAN AND NATIONAL HOUSING GOAL; SOURCE OF FUNDS \$268,043. HCDA BLOCK GRANT FUNDS 1975-1976 FISCAL YEAR (RESOLUTION 7-R-a FEBRUARY 9, 1976) \$15,500. UNEXPENDED FUND FROM 30 DAY AMENDED AGREEMENT (RESOLUTION 7-R-a APRIL 15, 1976), \$347,680. HCDA TITLE X FUNDS (RESOLUTION 7-R-bq DECEMBER 10, 1975), TOTALING \$631,223.; SERVICES SHALL COMMENCE MAY 1, 1976 AND BE COMPLETED BY MARCH 31, 1977, PURSUANT TO COUNCIL APPROVAL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Martinez.

Councilman Bottone noted the Council was supposed to be in receipt of materials from Mr. Massaro with respect to this matter.

The City Clerk replied materials had been sent by Mr. Massaro this date and was forwarded to the Council. He noted at the pre-meeting conference Mr. Massaro was requested to submit a list of names in certain positions, the salary paid last year, the salary being paid this year together with a corrected budget.

Councilman Tucker noted the Council specifically requested Mr. Massaro to submit not only the names and addresses of employees residing in the City but also those outside of the City and the salaries they are receiving and what they received last year. What Mr. Massaro submitted was an explanation for increases and he has not cited what the individuals are receiving. He said the Council specifically requested what the salaries were last year.

Councilman Tucker further noted the list as submitted, cites individuals

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residing in Plainfield, Montclair and East Orange. Councilman Tucker said in light of the fact we are having money come into the City given to HDRC and they are hiring out-of-town employees to whom raises are given and he felt the explanation as to why these raises are given is inadequate.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilman Allen, Bottone, Giuliano, Martinez, Villani.

No: Councilmen James, Tucker, President Harris.

Not Voting: Councilman Carrino.

7-R-e.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTOMOTIVE ELECTRICAL REPAIRS, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 15, 1976 TO MAY 14, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$12,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls and Purchasing Agent Lucarelli met with the Council June 1, 1976)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Allen.

7-R-f.

RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO, ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$352,000. FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE INNOVATIVE PROJECTS PROGRAM FOR FY '76 ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, P.L. 83-393.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Allen, Tucker, Martinez.

No: Councilmen Bottone, Carrino, Giuliano, James, Villani, President Harris.

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Carrino.

Councilman Carrino noted there is an expenditure in this resolution

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for James Street and there is an expenditure for an office for an architect for furniture for that office and for street signs. This proposed rehabilitation will take away 10 houses which could have been rehabilitated. He requested the Council to defer action on this resolution and once again questioned why an outside organization is securing an appropriation for office furniture.

The motion to defer action on this resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani,
President Harris.

No: Councilmen Martinez, Tucker.

7-R-g.

RESOLUTION ADOPTING THE PEQUANNOCK WATERSHED CONSERVATION AND DEVELOPMENT PLAN AND LAND-USE CONTROLS OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION AS THE MASTER PLAN FOR NEWARK'S 35,000 ACRE PEQUANNOCK WATERSHED HOLDINGS IN MORRIS, PASSAIC, AND SUSSEX COUNTIES AND DESIGNATING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION AS THE CITY OF NEWARK'S AGENT FOR THE IMPLEMENTATION OF THE PLAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Engineering Zach and Executive Director Moore, Newark Watershed Conservation and Development Corporation met with the Council June 1, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

No: Councilman James.

Not Voting: Councilman Carrino.

7-R-h.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976 CITY OF NEWARK BUDGET, FROM UNCLASSIFIED OPERATIONS, SPECIAL ITEM OF APPROPRIATIONS, SANITATION ENFORCEMENT PROGRAM TO MAYOR'S OFFICE AND AGENCIES, MUNICIPAL COURTS, MISCELLANEOUS EXPENSES, M.I.P. PROJECT; TO PROVIDE FUNDS, PREVIOUSLY OMITTED TO MATCH SLEPA'S GRANT FOR THE M.I.P. PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-1. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW JERSEY OF COMMUNITY AFFAIRS, IN AMOUNT OF \$140,510., FOR FUNDING TALENT SEARCH (\$52,634.), NEWARK MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROGRAM FAMILY AND NEIGHBORHOOD SERVICES PROJECT (\$62,876.) AND (MATCHING FUNDS) FOR EXPANSION OF WBGO-FM RADIO (\$25,000. LOCAL SHARE FOR PROPOSED HEW GRANT).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION COMMENDING THE LEAA, OF THE U. S. DEPARTMENT OF JUSTICE FOR PAST CONTRIBUTIONS OF FEDERAL RESOURCES TO THE CITY OF NEWARK TO COMBAT CRIME AND PROVIDE FOR A MORE EFFICIENT CRIMINAL JUSTICE SYSTEM.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH DESIGN PLUS, INC., FOR PRODUCTION OF AN INFANT NUTRITION BROCHURE FOR \$6,520. (\$2,400.-NEARK HEALTH PLANNING AGENCY, \$41,120.-HEALTH SERVICES DELIVERY SYSTEM) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled September 17, 1975)

(Resolution removed from the table May 19, 1976)

A motion to adopt the resolution subject to the receipt of a certification of availability of funds and changes in the contract as designated was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Following action on this Resolution the Office of the City Clerk was in receipt of RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT

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WITH DESIGN PLUS, INC. FOR THE PRODUCTION OF A NUTRITION INFORMATION BROCHURE IN ENGLISH AND SPANISH FOR \$6,520. WHICH HAS BEEN BUDGETED IN 1976 COMPREHENSIVE HEALTH PLANNING AGENCY AND W.I.C. PROGRAM BUDGETS FOR NINETY (90) DAYS FROM JUNE 3, 1976 TO SEPTEMBER 2, 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION).

This resolution resolved the questions raised by the Council in connection with Resolution 7-R-k adopted by the Municipal Council.

7-R-1. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO APPLY TO THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS UNDER THE SAFE AND CLEAN NEIGHBORHOODS PROGRAM TO CONTINUE WALKING PATROL POSTS, CITY-WIDE CLEAN UP AND DEMOLITION ACTIVITIES. (\$1,000,000. FROM STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS TO BE MATCHED WITH \$1,000,000. FROM MUNICIPAL BUDGET FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS, TOTALING \$272,992.43, TO PERSONS AND AMOUNTS SHOWN ON ANNEXED EXHIBIT A; OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD TAX APPEALS, CASH OVERPAYMENTS, SENIOR CITIZEN ALLOWANCE, VETERAN'S DEDUCTIONS FOR YEARS 1971, 1972, 1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION APPROVING APPLICATION AND PLAN OF J.P.A. URBAN RENEWAL CORPORATION NO. 1, FOR MAINTENANCE AND OPERATION OF COMMERCIAL BUILDINGS NOW ERECTED ON THE PREMISES 118-122 AND 126-132 SPRUCE STREET (LOT 60 IN BLOCK 2557) GRANTING EXEMPTION FROM TAXATION FOR A PERIOD OF NOT MORE THAN (20) YEARS FROM JANUARY 1, 1977, IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 40:55C-40 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 1, 1976)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$380. AND TO WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$380. ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS WHEN POLICE OFFICER JOSEPH GRASSO WAS INVOLVED IN COLLISION AT INTERSECTION OF HIGH STREET WITH WILLIAM JONES (OWNER, PETER JONES) CAUSING DAMAGE TO CITY VEHICLE IN AMOUNT OF \$760. (PRESIDING JUDGE OF ESSEX COUNTY DISTRICT COURT RECOMMENDED PAYMENT OF 50% OF OUR DAMAGE ON BASIS OF COMPARATIVE NEGLIGENCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$1,789. PAYABLE TO ALFRED V. SALLETTE AND NOONAN AND FLYNN, ESQS., 11 COMMERCE STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR SAID MONEY SEIZED WHEN MR. SALLETTE WAS ARRESTED BY NEWARK POLICE OFFICERS ON A CHARGE OF POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE TO WIT MARIJUANA CLAIMING PROCEEDS OF HIS BUSINESS WERE NOT CONNECTED IN ANY WAY WITH THE POSSESSION OR DISTRIBUTION OF MARIJUANA. (INSTITUTED SUIT AGAINST CITY OF NEWARK AND COUNTY OF ESSEX IN ESSEX COUNTY DISTRICT COURT AND JUDGE JOSEPH F. WALSH ORDERED SAID SUM BE RETURNED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris stated as of this date the Chair will not permit any member of Administration to lobby during the Council meeting. He stated the Chair will permit Members of the Council to call their aides for any assistance that may be required but in the future if any member of Administration attempts to lobby during the Council session, he will have them removed from the Council Chamber.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$250. AND TO WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$111. ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, WHEN FIREFIGHTER HARRY SMITH WAS INVOLVED IN COLLISION WITH VEHICLE OWNED BY COLONIAL REFRIGERATED TRANSPORT, INC. DRIVEN BY RONALD BILBREY CAUSING DAMAGE TO CITY PUMPER ON ROUTE 1-9 SOUTH IN AMOUNT OF \$361. (INSURANCE COMPANY MADE AN OFFER TO PAY \$250. ON BASIS OF COMPARATIVE NEGLIGENCE)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES, 214 JUNK VEHICLES (TRUE TITLES: 1 TOW MOTOR, 6 MINI BIKES, PARTS - 6 WHEELS); PURSUANT TO N.J.S.A. 39A:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s. RESOLUTION CANCELLING CHARGE OF \$130. FOR REPAIRING LEAK AT 64 BRUNSWICK STREET, NEWARK, NEW JERSEY, BY DIVISION OF WATER SUPPLY, BUJAC DEMOLITION COMPANY REGISTERED COMPLAINT RELATIVE TO LEAK ON MAY 16, 1972.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF RECREATION AND PARKS, DIVISION OF RECREATION PROGRAMS, SEASONAL HELP TO DEPARTMENT OF RECREATION AND PARKS, DIVISION OF PARKS AND GROUNDS, OTHER SALARIES AND WAGES, FOREMAN; TO PROVIDE FUNDS FOR ADDITIONAL FOREMAN IN THE DIVISION OF PARKS AND GROUNDS, DEPARTMENT OF RECREATION AND PARKS, EFFECTIVE MAY 19, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-u. RESOLUTION ACCEPTING FINAL BID FOR LEASING LAND AT 489-559 IRVINGTON AVENUE, LOT 3, BLOCK 4274, FROM THE CITY OF NEWARK FOR A PERIOD OF SIXTY-FIVE (65) YEARS AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING THE BUSINESS ADMINISTRATOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Deputy Director Faiella, Newark Economic Development Corporation to meet with the Council at their pre-meeting conference June 15, 1976 was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 400 SQUARE FEET OF OFFICE SPACE ON NINTH FLOOR OF CITY-OWNED BUILDING AT 786 BROAD STREET, BLOCK 146, LOT 48, FOR A ONE YEAR PERIOD AT A MINIMUM RENTAL OF \$150. PER MONTH; PURSUANT TO N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 674 SQUARE FEET OF OFFICE SPACE ON 15TH FLOOR OF CITY-OWNED BUILDING AT 786 BROAD STREET, BLOCK 146, LOT 48, FOR A ONE YEAR PRIOD AT A MINIMUM RENTAL OF \$175. PER MONTH FOR THE FIRST THREE (3) MONTHS AND \$200. PER MONTH FOR THE REMAINING NINE (9) MONTHS OF THE LEASE TERM PURSUANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 660, LOT 19, 638-642 NORTH SEVENTH STREET, NEWARK, NEW JERSEY FOR \$1.00, WITH THE CONDITION THAT THE PROPERTY BE USED SOLELY FOR THE PURPOSE OF A FIRST AID HEADQUARTERS; THAT THE PROPERTY

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BE IMPROVED WITHIN THREE YEARS OF THE ACCEPTANCE OF THE PURCHASE PRICE. IN THE EVENT THIS DOES NOT TAKE PLACE, TITLE SHALL REVERT TO THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE

CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM MUNICIPAL MANDATORY ITEMS, MUNICIPAL DEBT SERVICE, INTEREST ON TAX ANTICIPATION NOTES TO TRUSTEES OF NEWARK PARKING AUTHORITY GUARANTEED BOND FUND FOR PAYMENT OF BOND PRINCIPAL AND TRUSTEE OF NEWARK PARKING AUTHORITY GUARANTEED BOND FUND FOR PAYMENT OF INTEREST ON BONDS; TO PROVIDE FUNDS FOR JULY 1, 1976 PAYMENT OF PRINCIPAL AND INTEREST FOR NEWARK PARKING AUTHORITY BONDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Finance Director Sullivan met with the Council June 1, 1976)

A motion to defer action on this resolution and direct the City Clerk to invite Business Administrator Walls, Director of Finance Sullivan and Executive Director of the Newark Parking Authority Thomas to meet with the Council at their pre-meeting conference June 15, 1976 was made by President Harris, seconded by Councilman Allen.

Councilman Carrino stated the Council is being requested to bail out another autonomous agency because of the inability to run that agency efficiently. They are asking the Council to bail them out in the sum of \$100,000. in promissory notes in anticipation of bonds they cannot meet. It is incumbent upon the City officials to meet with these semi-autonomous bodies and find out what they are doing to cut down on their expenses as the City has been doing and to justify why they permit over-expenditures in situations where they cannot meet their obligations. They then turn over that obligation to the City of Newark so that the taxpayers must carry the burden.

Councilman Bottone remarked the Council is being asked to bail out this agency and he requested the City Clerk to research the feasibility of possibly running the Parking Authority by private enterprise. He is aware the City has an obligation to back bonds of the Parking Authority but the Council should evaluate why the Parking Authority facility is operating at a loss each succeeding year. He noted Administration tried to bail out Radio Station WNJR which still owes the City \$50,000. and he urged a feasibility study of whether private enterprise would not be the final answer.

The motion to defer action on this resolution and direct the City Clerk to invite Business Administrator Walls, Director of Finance Sullivan and Executive Director

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of the Newark Parking Authority Thomas to meet with the Council at their pre-meeting conference June 15, 1976 was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION AUTHORIZING MAYOR TO OPERATE A SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH UNDER TITLE III OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, TO ACT IN CONNECTION WITH THE APPLICATION AND PROVIDE SUCH ADDITIONAL INFORMATION AS MAY BE REQUIRED, AND TO EXECUTE ALL NECESSARY DOCUMENTS TO ENTER INTO GRANT AGREEMENT 30-6106-32 WITH THE UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION. (\$4,097,200.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$233.75 AND TO WRITE OFF SAID BALANCE IN AMOUNT OF \$237.70 ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS WHEN POLICE OFFICER IRVING E. TALIAFERRO WAS INVOLVED IN COLLISION ON HIGH STREET NEAR BLEEKER STREET WITH MARY LISA SPADA CAUSING DAMAGE TO CITY VEHICLE IN AMOUNT \$467.45. (INSURANCE COMPANY MADE AN OFFER TO PAY 50% OF OUR DAMAGE ON BASIS OF COMPARATIVE NEGLIGENCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CLUTCH REPAIRS, PARTS AND LABOR, FOR \$15,000. FOR A ONE (1) YEAR PERIOD EFFECTIVE JULY 1, 1976 TO JUNE 30, 1977 INCLUSIVE, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OF OPERATING BUDGETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Purchasing Agent Lucarelli met with the Council June 1, 1976)

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A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 5 SURPLUS ATLANTIC TRAILERS, WATERSHED PROGRAM; PURSUANT TO N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Allen.

7-R-bd. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL SIX (6) HORSES NOT NEEDED FOR PUBLIC USE, POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

No: Councilmen Allen, Villani.

7-R-be. RESOLUTION AUTHORIZING MAYOR TO EXECUTE AGREEMENT BETWEEN STATE OF NEW JERSEY AND CITY OF NEWARK FOR CONSTRUCTION OF TOPICS PROJECT T-TM-4001(73) (RELOCATION OF FACILITIES AND EXISTING WATER DISTRIBUTION SYSTEM WHICH IS OWNED AND OPERATED BY CITY OF NEWARK); FURTHER AUTHORIZING DIRECTOR OF ENGINEERING AS OFFICIAL REPRESENTATIVE OF CITY OF NEWARK TO CARRY OUT REQUIREMENTS OF PROGRAM ON BEHALF OF CITY. (DOES NOT REQUIRE EXPENDITURE OF CITY FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT DEED FROM ATLANTIC-NEWARK HOLDING COMPANY, INC., A NEW JERSEY CORPORATION, OWNER OF PREMISES 218-220 MARKET STREET

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AND 39-47 EDISON PLACE, BLOCK 164, LOT 32 AND BLOCK 164, LOTS 79 AND 81, RESPECTIVELY;
PURSUANT TO NEW JERSEY STATUTE 54:4-109 IN LIEU OF FORECLOSURE.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS
IN 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF ADMINISTRATION, FROM DIVISION OF BUDGET,
SALARIES AND WAGES, BUDGET EXAMINER 37½ HOURS TO DIVISION OF CENTRAL PURCHASE, MATERIALS
AND SUPPLIES, PRINTING, SERVICES MATERIALS AND SUPPLIES.

(Copy of resolution and correspondence submitted to each member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION RATIFYING EXTENSION OF CONTRACTS ENTERED WITH NORTH JERSEY
COMMUNITY UNION HEALTH CENTER, FRIENDS OF CLINTON HILL, INC. FOR BESSIE SMITH HEALTH
CENTER, ST. MICHAEL'S MEDICAL CENTER FOR GLADYS E. DICKINSON HEALTH CENTER AND COLLEGE
OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MATERNAL AND DENTISTRY OF NEW JERSEY FOR
MATERNAL AND INFANT CARE PROJECT AND MARTLAND OUTPATIENT DEPARTMENT FOR PERIOD OCTOBER
1, 1975 TO NOVEMBER 30, 1975, (RESOLUTION 7-R-e, JANUARY 7, 1976) AND AMENDING RESOLUTION
7-R-bt, AUGUST 6, 1975, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT
WITH THESE CONTRACTORS FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM FOR PERIOD
JULY 1, 1975 TO NOVEMBER 30, 1975 AT NO ADDITIONAL COST. (CONTRACT AWARDED WITHOUT
COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.:
AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT PROPOSAL TO
DIVISION OF DRUG ABUSE CONTROL OF NEW JERSEY DEPARTMENT OF HEALTH REQUESTING FUNDS FOR

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THE CONTINUATION OF THE NEWARK MULTIPHASIC DRUG TREATMENT PROGRAM FOR PERIOD JUNE 25, 1976 TO JUNE 24, 1977; \$1,427,600. (NEW JERSEY STATE DEPARTMENT OF HEALTH-\$913,100., CITY OF NEWARK (35% MATCH)-INKIND-\$120,000., H.C.D.A. II-\$439,406.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to invite Health and Welfare Director Buford and Director of Multiphasic Drug Program Morgan to meet with the Council at their pre-meeting conference June 15, 1976 was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR A TOTAL OF \$3,570,187.50 IN ORDER TO IMPLEMENT THE 1976 SUMMER FOOD PROGRAM. (NO MATCH IS REQUIRED BY THE CITY OF NEWARK FOR THESE FUNDS).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AMENDING RESOLUTION 7-R-s, JULY 16, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACTS FOR THE PROVISION OF SERVICES PURSUANT TO NEWARK'S MULTIPHASIC DRUG TREATMENT WITH ADDICTION SERVICES-\$204,000., C.U.R.A., INC.-RESIDENTIAL-\$100,000., C.U.R.A., INC.-OUTPATIENT-\$67,600., HOUSE OF INSIGHT-\$197,200., INTEGRITY-RESIDENTIAL-\$160,000., INTEGRITY-OUTPATIENT-\$54,400., MT. CARMEL GUILD-\$40,800., NEW WELL-\$74,800., AND SOUL HOUSE-\$115,600.," BY REDUCING GRANT FOR NEW WELL FROM \$74,800. TO \$68,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Health and Welfare Buford and Director of Multiphasic Drug Program Morgan to meet with the Council at their pre-meeting conference June 1, 1976 was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.RESOLUTION AMENDING PARAGRAPHS #1 OF RESOLUTION 7-R-ck, JULY 16, 1975 AND

RESOLUTION 7-R-bw, APRIL 7, 1976, TO ACCEPT ADDITIONAL \$10,800. FROM THE HOSPITAL AND
HEALTH PLANNING COUNCIL OF METROPOLITAN NEW JERSEY, INC. AND EXTENDING CONTRACT PERIOD
FROM APRIL 1, 1976 TO JUNE 30, 1976, MAKING A TOTAL OF \$40,574. (\$21,200. FOR PERIOD
MAY 1, 1975 TO DECEMBER 31, 1975, RESOLUTION 7-R-ck, JULY 16, 1975, \$8,574. EXTENDING
PERIOD TO MARCH 31, 1976, RESOLUTION 7-R-bw, APRIL 7, 1976 AND \$10,800. FOR PERIOD
APRIL 1, 1976 TO JUNE 30, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.RESOLUTION RATIFYING CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN

NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK FOR PERIOD JULY 1, 1975
TO JUNE 2, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CON-
TRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS
FACILITY AT 19 ROSS STREET, NEWARK, FOR PERIOD JUNE 3, 1976 TO JUNE 30, 1976; THERE SHALL
BE NO COMPENSATION PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AGREEMENT

WITH THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS ACCEPTING \$50,000. TO
PARTICIPATE IN THE STATE-LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM FOR ONE YEAR JUNE
1, 1976 TO MAY 31, 1977; TO BE USED SOLELY TO DEFRAY COSTS INCURRED IN UNDERTAKING
ENFORCEMENT RESPONSIBILITIES ASSUMED BY SUCH CONTRACTS OR IMPROVING LOCAL ENFORCEMENT
CAPABILITIES AND TO SUPPLEMENT THE LOCAL APPROVED BUDGET DEDICATED TO HOUSING INSPECTION
PROGRAMS; NO MATCH FUNDS BY THE CITY ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bo.

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RESOLUTION RATIFYING CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME FOR PROVISION OF CATERING SERVICES OF KOSHER MEALS FOR PERIOD JULY 1, 1975 TO JUNE 2, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME FOR THE PROVISION OF CATERING SERVICES OF KOSHER MEALS FOR PERIOD JUNE 3, 1976 TO JUNE 30, 1976; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER SAID CONTRACT FOR PERIOD JULY 1, 1975 TO JUNE 30, 1976 IS \$31,320. WHICH SHALL BE DERIVED FROM A GRANT OF TITLE VI FUNDS AWARDED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, STATE DIVISION ON THE AGING. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION RATIFYING CONTRACT WITH YOUTH DEVELOPMENT CLINIC OF NEWARK FOR PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES, 303-309 WASHINGTON STREET, NEWARK FOR PERIOD JANUARY 1, 1975 TO JUNE 2, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH YOUTH DEVELOPMENT CLINIC OF NEWARK FOR PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES, 303-309 WASHINGTON STREET, NEWARK FOR PERIOD JUNE 3, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER SAID CONTRACT IS \$34,972.65 AND SHALL BE PAID FROM 1976 OPERATING BUDGET, DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING TAX COLLECTOR TO CREDIT AGAINST MUNICIPAL TAXES AND OTHER MUNICIPAL LIENS AND INTEREST SUM OF \$82,909.60 PLUS SUCH ADDITIONAL SUM AS SHALL BE EQUAL TO REAL ESTATE TAXES, WATER AND SEWER CHARGES AND OTHER MUNICIPAL LIENS AND INTEREST THEREON ACCRUING AFTER DECEMBER 31, 1975 FOR PREMISES KNOWN AS 15-21 HILL STREET AND 23-27 HILL STREET (DOUGLAS HOTEL AND ADJACENT PARKING LOT); PLAINTIFFS AGREED TO PAY CITY OF NEWARK ALL MUNICIPAL TAXES, WATER LIENS AND OTHER MUNICIPAL LIENS AND

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INTEREST THEREON DUE AND ACCRUING AGAINST PREMISES UNTIL DATE TITLE IS CONVEYED TO HOUSING AUTHORITY (AS OF DECEMBER 31, 1975 THERE WAS DUE AND OWING TO THE CITY OF NEWARK SUM OF \$382,909.60); FURTHER PLAINTIFFS HAVE AGREED TO ACCEPT PAYMENT OF SUM OF \$600,000. FROM DEFENDANT, HOUSING AUTHORITY AND THE SUM OF \$82,909.60 PLUS ADDITIONAL COMPENSATION OF AN AMOUNT EQUAL TO ADDITIONAL REAL ESTATE TAXES, WATER AND SEWER CHARGES AND OTHER MUNICIPAL LIENS AND INTEREST THEREON ACCRUING AFTER DECEMBER 31, 1976 FROM THE CITY OF NEWARK IN FULL SETTLEMENT OF THEIR CLAIM.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Assistant Corporation Counsel Bressler met with the Council June 1, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MT. CARMEL GUILD WHO WILL PERFORM PART OF THE CITY OF NEWARK'S SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTHS (SPEDY) (RECRUIT AND EMPLOY APPROXIMATELY 515 YOUTHS FOR SUCH PROGRAM SO AS TO INCLUDE YOUTHS FROM SELECTED PAROCHIAL SCHOOLS AND SPECIAL SCHOOLS) FOR SUM NOT TO EXCEED \$400,109.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION AMENDING RESOLUTION 7-R-n, NOVEMBER 6, 1974, "TAX ABATEMENT FOR CENTRAL WARD CONTINUED PROGRESS, INC.," BY EXTENDING CONSTRUCTION FOR A PERIOD OF SIX MONTHS FROM DATE OF ADOPTION OF THIS RESOLUTION AND CHANGING PARAGRAPH 3 TO "THESE APARTMENTS WILL BE OFFERED TO RESIDENTS OF THE CITY OF NEWARK FOR RENT OR AS A COOPERATIVE UNDER TITLE II, SECTION 236 OF THE NATIONAL HOUSING ACT AND OCCUPANCY WILL BE OPEN TO LOW OR MODERATE INCOME FAMILIES WITH INCOME LIMITS ESTABLISHED BY THE FEDERAL HOUSING ADMINISTRATION; PARAGRAPH 11 IS TO BE ELIMINATED IN ITS ENTIRETY FROM

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SAID AGREEMENT OF OCTOBER 1, 1974. (AGREEMENT TO BE SUBMITTED TO NEW JERSEY HOUSING FINANCE AGENCY FOR ITS APPROVAL AND IF THERE BE A FAILURE TO RECEIVE SUCH APPROVAL THEN THE TAX ABATEMENT IN ITS ENTIRETY SHALL BE VOID).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM VARIOUS DEPARTMENTS AND AGENCIES, SERVICE BY CONTRACT OR AGREEMENT TO DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, SERVICE BY CONTRACT OR AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, SERVICE BY CONTRACT OR AGREEMENT TO DEPARTMENT OF FINANCE, DIVISION OF REVENUE COLLECTION, SERVICE BY CONTRACT OR AGREEMENT, DEPARTMENT OF ENGINEERING, SERVICE BY CONTRACT OR AGREEMENT, DEPARTMENT OF HEALTH AND WELFARE, OFFICE OF THE DIRECTOR, SERVICE BY CONTRACT OR AGREEMENT, DEPARTMENT OF ADMINISTRATION, DIVISION OF CENTRAL PURCHASE, SERVICE BY CONTRACT OR AGREEMENT, DEPARTMENT OF RECREATION AND PARKS, OFFICE OF THE DIRECTOR, SERVICE BY CONTRACT OR AGREEMENT AND DEPARTMENT OF FINANCE, DIVISION OF ACCOUNTS AND CONTROL, SERVICE BY CONTRACT OR AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM VARIOUS DEPARTMENTS AND AGENCIES, CITY CURRENT FUND, COPIER SUPPLIES, XEROX PAPER AND SUPPLIES TO DEPARTMENT OF ADMINISTRATION, DIVISION OF CENTRAL PURCHASE, CITY CURRENT FUND, SERVICES BY CONTRACT OR AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT", PROPOSED TO BE FUNDED IN THE AMOUNT OF \$100,000. BY S.L.E.P.A. \$5,555. BY THE STATE OF NEW JERSEY AND \$5,555. BY LOCAL CASH FROM PRIVATE FOUNDATIONS; TOTALLING \$111,110.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION AMENDING RESOLUTION 7-R-bt, APRIL 21, 1976, "RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN AN APPLICATION ENTITLED "24 HOUR SECURITY PROJECT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$1,164,508. BY L.E.A.A. AND \$199,680. LOCAL CASH, TOTALLING \$1,364,188., BY CHANGING GRANT DOLLAR AMOUNT FEDERAL-\$399,969., LOCAL CASH (PROVIDED BY NRHA)-\$250,642., TOTALLING \$650,611.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilman Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION COMMENDING NEWARK FIREMEN JOHN ANSTISS AND VINCENT LADD FOR EXTRAORDINARY BRAVERY AND OUTSTANDING SERVICE, AND THE NEWARK FIRE DEPARTMENT RESCUE SQUAD FOR EXEMPLARY PERFORMANCE IN SAVING THE LIVES OF CITY WORKMEN.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, see Page 3 in the minutes of this meeting)

7-R-bz. RESOLUTION REQUESTING THE DIRECTOR OF HEALTH AND WELFARE TO IMPLEMENT A "MOBILE ELDERLY INFORMATION AND REFERRAL SERVICE."

(Copy of resolution submitted to each Member of the Council)

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A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF KATHRYN PATTERSON WESTBROOKS, WIFE OF FORMER COUNCILMAN DENNIS A. WESTBROOKS.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, CETA III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH, \$4,097,200.; FUNDS AVAILABLE FROM DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION WHO WILL OPERATE A CONSTRUCTION AND TRADES TRAINING PROGRAM FOR 120 TRAINEES FOR SUM NOT TO EXCEED \$24,270.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1976, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE ADMINISTRATION TO SUBMIT TO THE NEWARK MUNICIPAL COUNCIL A MORE DETAILED OPERATING BUDGET FORMAT FOR THE YEAR 1977 WHICH SHOULD INCLUDE FOR EACH APPLICABLE LINE ITEM IN THE BUDGET, THE NAME OF

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EVERY EMPLOYEE BY TITLE AND ANNUAL SALARY; FURTHER, THAT THE SAME COMPLETE BUDGET DATA BE PROVIDED FOR ALL FEDERAL AND STATED FUNDED AGENCIES WHOSE PROGRAM, SALARIES AND/OR WAGES ARE APPROVED BY THE NEWARK MUNICIPAL COUNCIL, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO CONVEY TO THE BOARD OF DIRECTORS OF ESSEX COUNTY COLLEGE AND THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS, COUNCIL'S STRONG SUPPORT FOR CONTINUANCE OF AN OPEN ENROLLMENT POLICY AT ESSEX COUNTY COLLEGE WHICH PRESENTLY PROVIDES QUALITY EDUCATION TO RESIDENTS OF THE CITY OF NEWARK, was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION CONGRATULATING WILLIAM "BILL" FRANKLIN, COMMUNITY AFFAIRS DIRECTOR FOR W.N.J.R. RADIO FOR HIS OUTSTANDING CONTRIBUTIONS TO AND INTEREST IN THE CITY OF NEWARK, PARTICULARLY IN HIS MOST RECENT ENDEAVOR IN WHICH HE VOLUNTEERED TO GIVE THE TOTAL PROCEEDS OF A TESTIMONIAL DINNER HELD IN HIS HONOR FOR THE PURCHASE OF A BUS TO PROVIDE NEWARK SENIOR CITIZENS WITH MUCH NEEDED TRANSPORTATION, was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MR. ROBERT NOTTE, EXECUTIVE DIRECTOR OF THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY TO INQUIRE AS TO THE PRESENT STATUS OF THE PROPOSED MEETING IN WASHINGTON, D.C. BETWEEN MEMBERS OF THE NEWARK MUNICIPAL COUNCIL, REPRESENTATIVES OF THE NEWARK TENANTS' COUNCIL AND THE NEW JERSEY DELEGATION OF THE HOUSE OF REPRESENTATIVES AND THE UNITED STATES SENATE REGARDING FUNDING FOR SECURITY IN PUBLIC HOUSING PROJECTS, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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Councilman Martinez requested the City Clerk be directed to invite Police Director Williams, Chief of Police Barres, Director of Mayor's Policy and Development Office Dennison and Chairman of the Employees' Retirement System Krusch to meet with the Council at their pre-meeting conference June 15, 1976 to discuss the status of Police Chief, Employees' Pension and status of funds for re-employment of Police Officers.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MAY 12, 1976, NOMINATING MR. DONALD ESHLEMAN AS A MEMBER OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE ADVISORY BOARD TO REPLACE MR. GEORGE CUNNINGHAM.

(Copy of communication submitted to each Member of the Council)

(Mr. Eshleman met with the Council June 1, 1976)

A motion to confirm the nomination of Mr. Donald Eshleman as a Member of the Mayor's Policy and Development Office Advisory Board to replace Mr. George Cunningham was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

8-b. The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 19, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-bg) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)."

(Annual salary shall not exceed \$36,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 16, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

8-c. The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 19, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,

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'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR' (6- S & F-w) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, POLICE DEPARTMENT)."

(Annual salary shall not exceed \$36,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Carrino stated the Council is again considering two salary raises. He is not discussing whether or not these individuals are doing a good job in adopting the proposed ordinances. The Directors of these departments will be paid a salary \$1,500. above that of the Mayor. He felt this was inequitable especially in light of the fact there are still almost 50 policemen unemployed in the City of Newark. The Council will consider a \$5,000. raise for the Police Director when this money could be used as pension money to put on the 40 extra policemen who are now laid off.

Councilman James noted this motion really moves the ordinances to first reading at the next meeting. He requested the Council be furnished supporting documents to know exactly what the present salary of both officials are. He felt it would be wrong to approve the same salary in a fixed bracket if they are already earning that salary.

Councilman Tucker remarked when these salaries were discussed in the past, the Council was not dealing with exact fixed amounts. Some of the motivations involved the Chiefs in the Fire and Police Departments which without these particular ordinances would have permitted them to receive more money than their Directors.

Councilman Tucker felt these ordinances fixed salaries in accordance with the concept of having a Director of a Department making more money than his subordinates.

A motion directing the City Clerk to place this ordinance on the June 16, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$1,568,380. BY THE CITY OF NEWARK, NEW JERSEY FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR USE OF THE LOCAL ASSESSOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 16, 1976

June 2, 1976

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Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, President Harris.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

8-e. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MAY 20, 1976, NOMINATING MR. R. MARTIN OLIVERAS, ESQUIRE FOR THE POSITION OF MUNICIPAL COURT JUDGE, TERM EXPIRING JUNE 20, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Oliveras met with the Council June 1, 1976)

A motion to confirm the nomination of Mr. R. Martin Oliveras, Esquire for the position of Municipal Court Judge, term expiring June 20, 1978 was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 21, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AND DELIVER TO TOWNSHIP OF WAYNE IN THE COUNTY OF PASSAIC THE RIGHT-OF-ENTRY AGREEMENT CONCERNING PEQUANNOCK AQUEDUCT."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 16, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 21, 1976, ENCLOSING PROPOSED "ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS)."

(Alexander Street, 775 feet south of the southerly curbline of South Orange Avenue

Colonnade Place, 450 feet south of the southerly curbline of 7th Avenue

Ruggiero Plaza, 390 feet south of the southerly curbline of 7th Avenue)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 16, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MAY 21, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DELETING ROW HOUSE AND AMENDING CERTAIN PROVISIONS RELATING THERETO."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the June 16, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, Tucker, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED MARCH 3, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK, N.Y. 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 16, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 2, 1976

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued

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from May 8, 1976 to May 21, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Society of the Holy Rosary of St. Francis Xavier Church | 6868 Amended |
| Congregation Chevra Anshe Lubovitz | 6967 Amended |
| Congregation Ahavas Sholom | 6981 Amended |
| St. Francis Xavier Roman Catholic Church | 7078 Amended |
| St. Augustine's Holy Name Society | 7080 Amended |
| Rosary Confraternity of St. Rose of Lima Church | 7144 |
| Parents Association of St. Lucy's School | 7145 |
| Combined Society of St. Patrick's Church | 7155 |
| Parent Association of St. Benedict's Elementary School | 7156 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Mothers' Club of Essex Catholic High School | 7142 |
| Parent Teachers Association of Our Lady of Mt. Carmel School | 7143 |
| Bethseda Apostolic Faith Temple, Inc. | 7146 |
| Bethseda Apostolic Faith Temple, Inc. | 7147 |
| St. Francis Xavier Parent School Guild | 7148 |
| St. Francis Xavier Parent School Guild | 7149 |
| Parents Association of St. Benedict's Elementary School | 7150 |
| St. Nicholas Greek Orthodox Church | 7151 |
| Unified Vailsburg Services | 7152 |
| St. Stanislaus Roman Catholic Church | 7153 |
| Sacred Heart Church | 7154 |
| Club DeLeones Cubanos of Newark | 7157 |
| Parents Association of St. Benedict's Elementary School | 7158 |
| B'Nai B'rith Women - North New Jersey Council | 7159 |
| Ladies Auxiliary of Club Espana | 7160 |
| Our Lady of the Rosary Church | 7161 |

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A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Giuliano, seconded by Councilman Villani and adopted by the following votes:

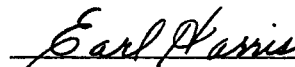
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:40 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 1:25 P.M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

The City Clerk stated he was in receipt of communication dated June 4, 1976 from Mayor Gibson calling a Special Meeting of the Municipal Council for Wednesday, June 9, 1976 with respect to resolutions authorizing extension of the Newark Urban Rodent and Insect Control Projects. There was a further request dated June 7, 1976 requesting consideration of eight resolutions ratifying and extending the dates of various High Impact Anti-Crime Programs.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meeting and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 7, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTINUE OPERATION OF THE NEWARK URBAN RODENT AND INSECT CONTROL PROGRAM, FOR PERIOD JUNE 1, 1976 TO JUNE 30, 1976; AND TO ACCEPT SUM OF \$21,791. FROM THE NEW JERSEY STATE DEPARTMENT OF HEALTH FOR CONTINUATION OF SAID PROGRAM FOR THIS PERIOD. (NO MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution upon the following conditions, 1) No action be taken on this resolution until a certification of availability of funds is received from the Comptroller; 2) No expenditures of any funds by the Director of Health and Welfare for the project until the certification of availability of funds is received from the Comptroller; 3) the approval of this resolution is subject to the receipt of a communication from the Corporation

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Counsel that no legal consequence will be suffered by the Council upon their ratification of this resolution, was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani.

No: Councilman Carrino

Not Voting: President Harris.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTINUE OPERATION OF THE NEWARK URBAN RODENT AND INSECT CONTROL PROGRAM, FOR PERIOD JUNE 1, 1976 TO JUNE 30, 1976; AND TO ACCEPT SUM OF \$9,460. (TITLE X FUNDS) FROM THE NEW JERSEY STATE DEPARTMENT OF HEALTH FOR CONTINUATION OF SAID PROGRAM FOR THIS PERIOD. (NO MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution upon the following conditions, 1) No action be taken on this resolution until a certification of availability of funds is received from the Comptroller; 2) No expenditures of any funds by the Director of Health and Welfare for the project until the certification of availability of funds is received from the Comptroller; 3) the approval of this resolution is subject to the receipt of a communication from the Corporation Counsel that no legal consequence will be suffered by the Council upon their ratification of this resolution, was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani.

No: Councilman Carrino.

Not Voting: President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTINUE OPERATION OF THE NEWARK URBAN RODENT AND INSECT CONTROL PROGRAM, FOR PERIOD JUNE 1, 1976 TO JUNE 30, 1976; AND TO ACCEPT SUM OF \$5,280. (NEW START TARGET AREA FUNDS) FROM THE NEW JERSEY STATE DEPARTMENT OF HEALTH FOR CONTINUATION OF SAID PROGRAM FOR THIS PERIOD. (NO MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution upon the following conditions, 1) No action be taken on this resolution until a certification of availability of funds is received from the Comptroller; 2) No expenditures of any funds by the

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Director of Health and Welfare for the project until the certification of availability of funds is received from the Comptroller; 3) the approval of this resolution is subject to the receipt of a communication from the Corporation Counsel that no legal consequence will be suffered by the Council upon their ratification of this resolution, was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not voting: Councilman Giuliano.

The City Clerk announced with respect to resolutions 7-R-d through 7-R-k on this calendar, these resolutions will be adopted subject to the receipt of a communication from the Corporation Counsel that no legal consequence will be suffered by the Council upon their ratification of these resolutions.

7-R-d.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE PERIOD JULY 1, 1973 THROUGH JUNE 9, 1976 AND AUTHORIZING POLICE DIRECTOR TO EXTEND SERVICES OF NEWARK COMPUTERIZED COMMUNICATIONS COMMAND AND CONTROL PROGRAM (NC-4) FROM JUNE 10, 1976 TO JULY 31, 1976 AS SURPLUS FUNDS IN THE AMOUNT OF \$487,808.04 REMAINED AT THE END OF APRIL 1, 1976. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$2,970,619.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE PERIOD JANUARY 1, 1976 THROUGH JUNE 9, 1976 AND AUTHORIZING POLICE DIRECTOR TO EXTEND SERVICES OF THE AUXILIARY POLICE PROJECT FROM JUNE 10, 1976 TO SEPTEMBER 30, 1976 AS SURPLUS FUNDS IN THE AMOUNT OF \$193,824.50 REMAINED AT THE END OF APRIL, 1976. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCE-

June 9, 1976

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MENT PLANNING AGENCY IN THE AMOUNT OF \$745,857.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE PERIOD SEPTEMBER 1, 1974 TO JUNE 9, 1976 AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXTEND SERVICES OF THE TREATMENT ALTERNATIVE TO STREET CRIME PROGRAM FOR PERIOD JUNE 10, 1976 TO SEPTEMBER 30, 1976 AS SURPLUS FUNDS IN THE AMOUNT OF \$194,382.06 REMAINED AT THE END OF APRIL, 1976. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$568,486.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION RATIFYING THE SUBMITTAL OF A REQUEST TO EXTEND THE CONTRACTUAL OBLIGATION OF THE CITY WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE PERIOD OF OCTOBER 1, 1976 TO APRIL 30, 1977 ON BEHALF OF THE IMPACT PROPERTY IDENTIFICATION PROJECT AS SURPLUS FUNDS IN THE AMOUNT OF \$20,521.06 REMAINED AT THE END OF APRIL 1, 1976. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$27,337.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-h.

RESOLUTION RATIFYING THE SUBMITTAL OF A REQUEST OF THE CITY OF NEWARK WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD APRIL 1, 1976 TO JUNE 9, 1976 ON BEHALF OF THE IMPACT RAPE ANALYSIS AND INVESTIGATIVE UNIT PROJECT AS SURPLUS FUNDS IN THE AMOUNT OF \$164,995.94 REMAINED AT THE END OF APRIL, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD JUNE 10, 1976 TO AUGUST 31, 1976; FURTHER AUTHORIZING POLICE DIRECTOR TO EXTEND THE SERVICES DERIVED FROM THIS CONTRACT FROM JUNE 10, 1976 TO AUGUST 31, 1976, CONTINGENT UPON THE APPROVAL OF THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$253,164.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION RATIFYING THE SUBMITTAL OF A REQUEST OF THE CITY OF NEWARK WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE PERIOD JUNE 1, 1976 TO JUNE 9, 1976 ON BEHALF OF THE IMPACT BERGEN STREET MERCHANTS PROJECT AS SURPLUS FUNDS IN THE AMOUNT OF \$28,808. REMAINED AT THE END OF APRIL, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD JUNE 10, 1976 TO DECEMBER 31, 1976. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$71,458.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION RATIFYING THE SUBMITTAL OF REQUEST OF THE CITY OF NEWARK WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD JUNE 1, 1976 TO JUNE 9, 1976 ON BEHALF OF THE IMPACT BLOCKWATCHERS PROJECT AS SURPLUS FUNDS IN THE AMOUNT OF \$8,739.21 REMAINED AT THE END OF APRIL, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD JUNE 10, 1976 TO FEBRUARY 28, 1977; FURTHER AUTHORIZING POLICE DIRECTOR TO EXTEND THE SERVICES DERIVED FROM THIS CONTRACT FROM JUNE 10,

June 9, 1976

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1976 TO FEBRUARY 28, 1977, CONTINGENT UPON THE APPROVAL OF THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (FUNDS FROM THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$23,458.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION RATIFYING THE SUBMITTAL OF THE CITY OF NEWARK WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE PERIOD FEBRUARY 1, 1976 TO JUNE 9, 1976 FOR THE IMPACT NORTH WARD EDUCATIONAL AND CULTURAL CENTER PROJECT AS \$59,576.41 REMAINED IN SURPLUS FUNDS AT THE END OF APRIL, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD JUNE 10, 1976 TO AUGUST 31, 1976. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$284,235.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION URGING THE NEW JERSEY STATE LEGISLATURE TO ADOPT APPROPRIATE LEGISLATION WHICH WOULD PUT INTO EFFECT A MORATORIUM WITH RESPECT TO THE PRESENT REQUIREMENT THAT MUNICIPALITIES REEVALUATE ALL REAL PROPERTY PERIODICALLY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF FORMER MAYOR VINCENT J. MURPHY.

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(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

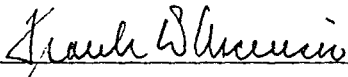
12.

A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by President Harris by the following votes:

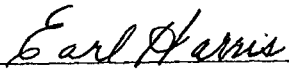
Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:45 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, June 16, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:25 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend J. W. Brown, Humanity Baptist Church.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Kenneth Wilson, Sergeant-at-Arms.

(Councilwoman Villani arrived at 8:30 P. M.)

Councilman Tucker arrived at 8:35 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 8, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilwoman Villani arrived at 8:30 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTHS OF JANUARY, FEBRUARY, MARCH AND APRIL, 1976.

A motion to approve the Report of Contracts Awarded was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-b. The City Clerk presented REPORT OF MUNICIPAL COURT, PART 6, FOR THE MONTHS OF MARCH AND APRIL, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-c. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF
APRIL, 1976.

A motion that the Report be received and placed on file was made by Councilman
Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-d. The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORTS - 1976 APPROPRIA-
TIONS FOR CITY-OWNED PROPERTIES, FOR THE MONTHS OF MARCH AND APRIL, 1976.

A motion that the Summary of Budget Activity Reports be received and placed on
file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the
following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-e. The City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR
THE MONTH OF APRIL, 1976.

A motion that the Report be received and placed on file was made by Councilman
James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-f. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH
AND WELFARE, FOR THE MONTHS OF JANUARY - APRIL, 1976.

A motion that the Report be received and placed on file was made by Councilman
Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-g. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE
OF THE MAYOR AND AGENCIES, FOR THE MONTH OF APRIL, 1976.

A motion that the Report be received and placed on file was made by Councilman
Allen, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD APRIL 28, 1976.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-i. The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS N.J.R-121 AND C/D/H, INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM MAY 10, 1976 TO MAY 14, 1976 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS N.J.R-6, N.J.R-32, N.J.R-38, N.J.R-121, C/D/N AND C/D/S, FROM MAY 17, 1976 TO MAY 21, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM MAY 3, 1976 TO MAY 7, 1976 AND FROM MAY 10, 1976 TO MAY 14, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-121, FROM MAY 17, 1976 TO MAY 21, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-j. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MAY, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

1363 4-A-1. The City Clerk read APPLICATION OF JESUS DE JUNCO (J. DE JUNCO & C. GONZALEZ, OWNERS); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING AND A 2-STORY SIDE ADDITION THERETO WITH NO ON-SITE PARKING; ON PREMISES 82 ELM STREET.

(Vote of Board of Adjustment 3-2)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF JOAO FELJO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT 2-STORY REAR ADDITION TO 2-FAMILY DWELLING LACKING ONE SIDE YARD AND NO ON-SITE PARKING; ON PREMISES 25 MARNE STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-A-3. The City Clerk read APPLICATION OF LEONARD MANN (ANGELO FOODS, INC., OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF AUTOMOBILE REPAIR SHOP INCLUDING BODY, FENDER WORK AND SPOT PAINTING; ON PREMISES 246-252 BRUCE STREET; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF FIVE YEARS ENDING SEPTEMBER 2, 1980.

(Vote of Board of Adjustment 5-0)

(Previous applications approved September 2, 1970, November 4, 1964 and August 19, 1964)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

4-A-4. The City Clerk read APPLICATION OF AGNELLO MARQUEZ, OWNER; TO PERMIT IN A 2ND
BUSINESS DISTRICT AUTOMOBILE BODY AND FENDER REPAIRS AND PAINTING IN EXISTING AUTOMOBILE
REPAIR SHOP; ON PREMISES 120 WILSON AVENUE.

(Vote of Board of Adjustment 3-2)

(Previous applications approved May 2, 1973, October 20, 1971 and May 2, 1962)

The City Clerk called for those desiring to be heard on the application to
approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommenda-
tions of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman
Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

(Councilman Tucker arrived at 8:35 P. M.)

4-A-5. The City Clerk read APPLICATION OF SAMUEL B. SALTER (S. & E. SALTER, OWNERS);
TO PERMIT IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING
BODY AND FENDER REPAIRS AND SPOT PAINTING; ON PREMISES 142-146 HAWTHORNE AVENUE; ON
CONDITION THAT 1) THE OBSTRUCTION IN FRONT OF THE PROPERTY BE REMOVED AND THE GROUND
LEVELED; 2) THERE IS NO PARKING OF CARS ON THE SIDEWALK OR THE STREET; 3) ALL SPOT
PAINTING IS TO BE COMPLETED IN THE ROOM AT THE EAST END OF THE PROPERTY; 4) PAINTING IS
LIMITED TO SPOT PAINTING ONLY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to
approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this
application was made by Councilman James, seconded by Councilman Giuliano and declared
adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

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4-A-6.

1885

The City Clerk read APPLICATION OF 877 CORPORATION, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 270-272 MULBERRY STREET AND 70 WALNUT STREET; ON CONDITION THAT 1) LIGHTING IS INSTALLED AT 274 MULBERRY STREET ON ADJACENT NEIGHBOR'S HOUSE; 2) WOODEN GIRDER IS INSTALLED ON THE NORTH SIDE OF THE HOUSE AT THE PROPERTY AT 274 MULBERRY STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7.

The City Clerk read APPLICATION OF EXXON CORPORATION, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT CONSTRUCTION OF A GASOLINE STATION; ON PREMISES 1447 McCARTER HIGHWAY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8.

The City Clerk read APPLICATION OF ORLANDO HENRIQUES, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING AND WITH 2-STORY SIDE AND REAR ADDITIONS THERETO AND WITH INSUFFICIENT SIDE YARD; ON PREMISES 9-11 READ STREET.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MRS. MARIE POBUTKIEWICZ, 13 READ STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council stating she is not opposed to the applicant as such, but desires a three foot alleyway as was promised by the Board of Adjustment. The applicant is placing property within six inches of her property, blocking her bedroom windows from light and air.

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Councilman Martinez questioned whether Mrs. Pobutkiewicz was told the adjacent house would not be built unless it was three feet away from her property and requested reply from Board of Adjustment Secretary Rossi.

Mr. Rossi replied the Members of the Board of Adjustment suggested the applicant and this speaker before the Council get together to arrive at a solution wherein there would be an opening of three feet where her windows are located. At a later date the architect indicated this was impossible.

Councilman Martinez pointed out he lives in the vicinity of this site and a new building is being constructed six inches away from the speaker's home. Councilman Martinez recommended the applicant and Mrs. Pobutkiewicz sit down together to attempt to reach a solution. He pointed out he did not favor rejecting any application for a variance in the East Ward as denying construction would reduce taxes being paid to the City. Councilman Martinez hoped a compromise solution would be effected.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-9. The City Clerk read APPLICATION OF THOMAS ALSTON, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF A PRIVATE PARKING LOT FOR BUSINESS LOCATED AT 495 CLINTON AVENUE; ON PREMISES 498 CLINTON AVENUE; ON CONDITION THAT 1) PARKING IS LIMITED TO OWNERS AND EMPLOYEES ONLY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-10. The City Clerk read APPLICATION OF CAMEO DENTAL LABORATORY (I. & R. ARMENTO AND P. & J. BRASCO, OWNERS); TO PERMIT IN A 4TH RESIDENCE DISTRICT ESTABLISHMENT OF A DENTAL LABORATORY; ON PREMISES 355 ROSEVILLE AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to

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approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-11. The City Clerk read APPLICATION OF ROGER VINALON (CHARLES HERMAN, OWNER); TO PERMIT IN A 3RD RESIDENCE DISTRICT MANUFACTURE OF SAUSAGE AND ALLIED MEAT PRODUCTS; ON PREMISES 384-386 SOUTH 10TH STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Water Accounting and Customer Service Director Paradise, Water Accounting and Customer Service Assistant Directors Matarazzo and Graziano met with the Council May 4, 1976)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

6-F-b.

The City Clerk read AN ORDINANCE TO AMEND SECTION 4 OF ORDINANCE 6-S & F-f DATED MAY 19, 1971 ENTITLED "AN ORDINANCE TO AMEND ORDINANCE 6-S & F-e DATED FEBRUARY 17, 1971 ENTITLED 'AN ORDINANCE REPEALING SECTIONS 10 THROUGH 13 OF TITLE 25, CHAPTER 3 (WATER) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966)' AND CREATING A SEWER RENT FOR ALL WATER USERS WITHIN THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISION OF N.J.S. 40:63-7."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Water Accounting and Customer Service Director Paradise, Water Accounting and Customer Service Assistant Directors Matarazzo and Graziano met with the Council May 4, 1976)

A motion to defer action on this ordinance was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-1, PROHIBITING TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(South on Broad Street at Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

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6-F-d.

1333

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting South on Broad Street to West on Raymond Boulevard

North on Broad Street to East on Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET.

(Deleting Halsey Street, west side, from Washington Place to Hill Street

Adding Halsey Street, west side, from Washington Place to Branford Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

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6-F-f.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-bg) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)

(Annual salary shall not exceed \$36,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Carrino. There was no second to this motion.

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, President Harris.

Not Voting: Councilmen James, Martinez, Villani.

At a later point in this meeting, a motion to reconsider this matter was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-bg) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)

(Annual salary shall not exceed \$36,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilmen Carrino, James.

President Harris. The yeses are seven, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

June 16, 1976

6-F-g.

1371

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-w) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, POLICE DEPARTMENT)

(Annual salary shall not exceed \$36,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, President Harris.

Not Voting: Councilmen James, Martinez, Villani.

At a later point in the meeting, a motion to reconsider this matter was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-w) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, POLICE DEPARTMENT)

(Annual salary shall not exceed \$36,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Giuliano.

President Harris: The yeses are seven, the no is one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

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6-F-h. The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AND DELIVER TO THE TOWNSHIP OF WAYNE IN THE COUNTY OF PASSAIC, THE RIGHT-OF-WAY AGREEMENT CONCERNING PEQUANNOCK ACQUEDUCT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration as it was replaced by Resolution 7-R-ca on the Calendar of this meeting, was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Martinez requested the transcript of today's Assembly session indicating what supporting votes the Council received with respect to Revaluation. Councilman Martinez indicated he would like to see how the representatives from the Township of Wayne and County of Passaic voted with respect to Revaluation.

6-F-i. The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS).

(Alexander Street, 775 feet south of the southerly curblin of South Orange Avenue

Colonnade Place, 450 feet south of the southerly curblin of 7th Avenue
Ruggiero Plaza, 390 feet south of the southerly curblin of 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

6-F-1.

1373

The City Clerk read AN ORDINANCE AMENDING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DELETING ROW HOUSE AND AMENDING CERTAIN PROVISIONS RELATING THERETO.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

6-F-k.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK, NEW YORK 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS AVENUE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

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A motion to consider Item 8-j on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-1. The City Clerk read AN ORDINANCE TO AUTHORIZE THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE A CONTRACT FOR THE PURCHASE OF ONE SPECIFIED PROPERTY IN THE CITY OF NEWARK, NEW JERSEY WITH RESPECT TO THE HOUSING AND COMMUNITY DEVELOPMENT COMMUNITY FACILITIES PROJECT, AT A TOTAL COST NOT TO EXCEED \$62,500. TO BE PAID BY THE MAYOR'S POLICY AND DEVELOPMENT OFFICE. (839-845 MT. PROSPECT AVENUE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

At a later point in the meeting, a motion to reconsider this matter was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

AN ORDINANCE TO AUTHORIZE THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE A CONTRACT FOR THE PURCHASE OF ONE SPECIFIED PROPERTY IN THE CITY OF NEWARK, NEW JERSEY WITH RESPECT TO THE HOUSING AND COMMUNITY DEVELOPMENT COMMUNITY FACILITIES PROJECT, AT A TOTAL COST NOT TO EXCEED \$62,500. TO BE PAID BY THE MAYOR'S POLICY AND DEVELOPMENT OFFICE. (839-845 MT. PROSPECT AVENUE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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A motion to consider Item 8-k on this Calendar under "Ordinances on First Reading" was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH THE HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

A motion to consider Item 8-l on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

A motion to consider Item 8-m on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-o. The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-e, JANUARY 7, 1976, ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

A motion to consider Item 8-n on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-p. The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, JANUARY 7, 1976, ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 14, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 209 PRINCE STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 209 Prince Street, Newark, New Jersey, Block 2553, Lot 21, to be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$5,500. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1)

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 126 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 57 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 126 Charlton Street, Newark, New Jersey, Block 2553, Lot 57, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3,100. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 161 ELIZABETH AVENUE, NEWARK, NEW JERSEY, BLOCK 2697, LOT 27 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 161 Elizabeth Avenue, Newark, New Jersey, Block 2697, Lot 27, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$4,300. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AT 158-160 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOTS 40 AND 41 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That the premises commonly known as 158-160 Charlton Street, Newark, New Jersey, Block 2553, Lots 40 and 41, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$6,000. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF SUPERVISOR, REAL ESTATE SALES AS PER CIVIL SERVICE RECLASSIFICATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section one of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6S&Fk) adopted November 22, 1966 as amended and supplemented, be amended by creating the following permanent position and there is also hereby established as set forth opposite the respective title of such position, the Code, the minimum and maximum salaries therefor to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------------------|----------------------------------|----------------------------------|
| Supervisor, Real Estate Sales 290041 | \$10,547 | \$12,816 |

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Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours, of employment, number of positions, annual minimum salary, therefore, which are inconsistent herewith, as hereinafter set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ARLINGTON STREET AS LAID OUT 40 FEET IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE TO MARKET STREET; ALSO FOR THE VACATION OF LANDERS ALLEY AS LAID OUT 21 FEET MORE OR LESS IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM BRANFORD PLACE, 10 FEET MORE OR LESS NORTHERLY TO ITS TERMINUS, AND FOR THE VACATION OF PARTS OF BRANFORD PLACE AS SHOWN ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SHIPMAN STREET TO UNIVERSITY AVENUE.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

SECTION 1. (a) That all part of Arlington Street as laid out 40 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from Branford Place to Market Street is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1 (b).

(b) That all that part of Landers Alley as laid out 21 feet more or less in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from Branford Place 10 feet more or less northerly to its terminus is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1(b).

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(c) That all that part of Branford Place as shown on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from Shipman Street to University Avenue more particularly described as follows:

TRACT ONE

Beginning at the intersection of the westerly sideline of Landers Alley and Branford Place thence running:

(1) North 71 degrees 35 minutes 40 seconds west, 63.51 feet along northerly sideline of Branford Place to a point, thence:

(2) North 18 degrees 16 minutes 10 seconds west, 4.92 feet along the northerly sideline of Branford Place to a point, thence:

(3) North 74 degrees 11 minutes 10 seconds west, 41.93 feet along the northerly sideline of Branford Place to a point, thence:

(4) Along a curve to the right on a radius of 15.00 feet and an arc length of 16.93 feet to a point, thence:

(5) South 71 degrees 35 minutes 40 seconds east, 121.64 feet to a point in the westerly sideline of Landers Alley, thence:

(6) South 14 degrees 49 minutes 50 seconds west, 10.02 feet along the westerly sideline of Landers Alley to the point of BEGINNING;

TRACT TWO (PARCEL 16)

Beginning at the intersection of the Northerly sideline of Branford Place and the Westerly sideline of Arlington Street, thence running:

(1) North 71 degrees 35 minutes 40 seconds West along the Northerly sideline of Branford Place, 132.12 feet to a point in the Easterly sideline of Landers Alley, thence:

(2) North 17 degrees 41 minutes 30 seconds East 10.00 feet along the Easterly sideline of Landers Alley to a point, thence:

(3) South 71 degrees 35 minutes 40 seconds East, parallel to the Northerly sideline of Branford Place and distant 10 feet Northerly from 132.40 feet to a point in the Westerly sideline of Arlington Street, thence:

(4) South 19 degrees 17 minutes 20 seconds West 10.00 feet along the Westerly sideline of Arlington Street to a point in the Northerly sideline of Branford Place and the point of BEGINNING;

TRACT THREE (PARCEL 17)

Beginning at the intersection of the Northerly sideline of Branford Place and the Westerly sideline of University Avenue thence running:

(1) North 71 degrees 35 minutes 40 seconds West, 154.57 feet along the Northerly sideline of Branford Place to a point in the Easterly sideline of Arlington Street, thence:

(2) North 19 degrees 17 minutes 20 seconds East 10.00 feet along the Easterly sideline of Arlington Street to a point, thence:

(3) South 71 degrees 35 minutes 40 seconds East, parallel to the Northerly sideline of Branford Place and distant 10 feet Northerly therefrom, 154.44 feet to the Westerly sideline of University Avenue, thence:

(4) South 18 degrees 34 minutes 00 seconds West 10.00 feet along the Westerly sideline of University Avenue to the Northerly sideline of Branford Place and the point of BEGINNING:

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Is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1(b).

All is as shown on a map prepared under the direction of this Council, known and designated as Map No. 1704-V, dated January 30, 1976, which map is hereto attached and made a part hereof.

SECTION 2. A copy of the aforesaid Map No. 1704-V, dated January 30, 1976, is on file in the office of the Director, Department of Engineering.

SECTION 3. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE AND TITLE CODE FOR DIRECTOR, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefore" (6S&Fk) adopted November 22, 1966 as amended and supplemented, be amended by adjusting the salary range and the title code as follows, to wit:

| <u>POSITIONS</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Director, Division of Water Accounting and Customer Service - 200105 (1) | \$ 19,887 | \$ 24,172 |

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Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary range therefor, which are inconsistent herewith, as hereinafter set forth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JAMES E. SNEAD, 112 CHADWICK AVENUE, NEWARK, NEW JERSEY, Representative, Essex Council No. 1, appeared before the Municipal Council. He requested the Council defer action on this proposed ordinance because there are many other employee problems which should be discussed with the Council.

Councilman Tucker contended this is an exemplary employee who deserves the salary adjustment.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilmen Carrino, James.

President Harris: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk announced he received a letter from Corporation Counsel Buck at 2:20 P. M., stating "As you are aware, the Appellate Division of the Superior Court has affirmed the decision of the trial court in the case of D'Ascensio v. Benjamin, et al. As a result, until a stay is issued by the Appellate Division or the Supreme Court, you are required by N.J.S.A. 40:69A-190 to submit the proposed ordinance to the Municipal Council for public hearing. Pursuant to N.J.S.A. 40:69A-191 if the Municipal Council does not take any affirmative action on the ordinance within the 60 days after its submission, you must submit the ordinance to the voters."

The City Clerk noted in accordance with the letter, he is requesting direction from the Municipal Council whether this ordinance be advertised and placed on the Calendar for public hearing at the July 14, 1976 meeting of the Municipal Council.

President Harris stated this matter should be discussed in depth by the Council of the Whole for a number of reasons. He noted the Council has been occupied

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with the revaluation problem in Trenton and this particular matter should be discussed at the next conference when all Council Members are present.

Councilman James questioned whether the Council can reject this mandate from the court.

The City Clerk related the steps leading up to this point and noted if within sixty days the Council does not adopt the ordinance, or if they reject it, it would automatically appear on the ballot at the next General Election in November. He noted the Law Department has taken an appeal from the decision of the Appellate Division upholding the validation of the petition.

HEARINGS OF CITIZENS.

6-HC-a. MR. WALTER S. PERNA, 313 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council. He complained about water and sewer problems in the area.

Councilman Carrino related he has been in constant communication regarding this problem with Mr. Raymond R. Nesto, Manager, Division of Sewers. Massive repairs are needed, however, temporary repairs are being made at present.

6-HC-b. MRS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, spoke about problems of "Senior Citizens in Housing." She urged the Municipal Council to help the Senior Citizens.

President Harris related the Newark Housing Authority is an autonomous body. The Council Committee to Study the Performance of all Department and Division Heads will look into Mrs. Peterson's complaints.

6-HC-c. MR. ED HAGAN, 152 LAFAYETTE STREET, NEWARK, NEW JERSEY, stated he appeared before the Municipal Council a month ago urging reinstatement of Court Attendants who were laid off. He stressed the need for trained Court Attendants. Mr. Hagan urged the Municipal Council to look into this matter.

Councilman Giuliano assured the speaker the Council will look into this matter.

President Harris pointed out the Council does not hire or lay off any employees. That is the function of Administration.

Councilman Martinez agreed there is a lack of Court Attendants. The Council is aware of the problems. There were 15 Court Attendants laid off, 14 were rehired because they were permanent and one Temporary Court Attendant was not rehired. Councilman Martinez requested Manpower Director Wheeler to respond to this matter.

Manpower Director Wheeler stated the problem set forth by Mr. Hagan has been addressed by the Council in a series of meetings. The money they had to rehire permanent municipal employees did not include those who did not enjoy permanent status. Mr. Hagan

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was a temporary employee. Manpower Director Wheeler continued he checked with the Regional Office and they said if the money is there, they will hire the person as a new hiree but could not rehire him as the ones who were laid off. It is purely financial. Mr. Wheeler assured everything humanly possible will be done for Mr. Hagan.

President Harris stated the Municipal Council has received many complaints about the lack of trained Court Attendants. He noted the Council will do everything possible to assist Mr. Hagan.

6-HC-d. MR. JAMES E. SNEAD, 112 CHADWICK AVENUE, NEWARK, NEW JERSEY, Representative, Essex Council No. 1, addressed the Municipal Council with respect to "employee problems." He referred to the Fact Finding Report between the City of Newark and Essex Council No. 1, N.J.C.S.A. Mr. Snead requested to meet with the Council to discuss employee problems.

Councilman James said the speaker is asking this body for a fair sense of play; he is concerned about the rank and file workers as opposed to directors, and the constancy of salary increases. He will be very happy to meet to explore whatever employee problems the speaker may have. Councilman James felt if this body is not consistent in the granting of pay raises in its consideration of other employees, it makes Mr. Snead's job as representative very difficult. He agreed these are matters which can be discussed and they should work together to reduce discrepancies.

The City Clerk was directed to invite Mr. James E. Snead, Representative of Essex Council No. 1 to meet with the Municipal Council at their special conference June 22, 1976 to discuss employee problems.

6-HC-e. DR. JOHN DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council. He strongly opposed the adoption of ordinances granting salary increases to the Police and Fire Directors.

Councilman James stated he originally voted against the ordinances granting salary increases to the Police and Fire Directors. He posed the question whether a Director should receive less than his subordinates. Councilman James pointed out the Chief is receiving more than the Director, the subordinates receiving more than the Director. Although he opposed the original ordinances, he abstained tonight based on the fact he feels a Director should receive more than the Chief.

6-HC-f. MRS. JOSEPHINE CARROLL, 88 NORTH MUNN AVENUE, NEWARK, NEW JERSEY, and

6-HC-g. MR. AL WRIGHT, ASSOCIATE DIRECTOR, NEWARK TENANTS COUNCIL, INC., 62 HAWKINS STREET, NEWARK, NEW JERSEY, stressed the services rendered by the Newark Tenants Council

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and the dire need to continue this program. They urged the Municipal Council to support re-funding the Newark Tenants Council.

Councilman Allen said he is familiar with the good job the Newark Tenants Council is doing. He fully supports this program.

Councilman Bottone felt this is one of the few programs using Federal money that responds to all agencies. This program should continue.

Councilman Carrino related he spoke to Manpower Director Wheeler who indicated the program was not going to be re-funded, the \$6 million was to keep the people working on the different programs which were originally funded. This program was for one year and will terminate June 30, 1976. Councilman Carrino felt Council support will not help unless Administration comes up with the money.

Mr. Wright related the Newark Tenants Council, Inc. was funded under W.E.6 which is being re-funded as of June. The Newark Tenants Council is an organization which never says "die" and they will come up with action and ask the Municipal Council to support them.

Councilman Carrino said those were accruals and the Newark Tenants Council did not fit into that program.

Councilmen Giuliano and James assured the Council will support the re-funding of this program.

Councilman Tucker recalled six months ago funds were found to continue this program. He has always supported this program. They should put pressure on the Mayor and the Manpower Director. The fact remains if funds are not available, 100 jobs will be terminated June 30, 1976.

Councilwoman Villani said she had a few misgivings but Mr. Wright set her straight. Six months ago they were faced with the same problem and funds were found. Councilwoman Villani added she is hopeful the same thing will happen this time.

President Harris assured the Municipal Council supports this program. As Councilman Bottone indicated, Mr. Wright and his organization have done a tremendous job and this is one program which warrants spending the money. Administration must submit applications to the Council for approval. The Council will reject or defer some other applications until Administration sees the light of day.

A motion to permit Assemblyman Michael Aduato to address the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

1308

6-HC-h.

ASSEMBLYMAN MICHAEL ADUBATO, 57 COEYMAN STREET, NEWARK, NEW JERSEY, addressed

the Municipal Council, citing at length events which happened at the New Jersey State Assembly this day with respect to moratorium on revaluation. He expressed his disappointment on personally being unable to secure enough votes to adopt the necessary legislation to effect this moratorium. Assemblyman Adubato noted there is a proposed amendment to establish a six month moratorium and he opined the Council would not be agreeable to such a short delay.

Assemblyman Adubato apologized for the behavior of some of his fellow Assemblymen and felt if this had been any other City but Newark, there would have been affirmative action.

President Harris commended Assemblyman Adubato for the tremendous effort he put forth in the interest of all the residents of the City.

Councilman James congratulated Assemblyman Adubato for his action in the Assembly today and he said he personally learned a great deal about politics today during the Assembly session. Councilman James thanked Assemblyman Adubato on his behalf and said it was totally unrealistic to consider a six month moratorium as this does not give sufficient time to investigate alternative measures to revaluation.

Councilman Martinez commended the Assemblyman for his efforts and also expressed his objection to a six month moratorium. Councilman Martinez said it should be pointed out that not one Republican in the State Assembly supported Newark's effort for a moratorium. He pointed out there was a resolution on this Calendar with respect to the Township of Wayne, County of Passaic, with respect to a right-of-entry agreement and he indicated he would not vote on any such legislation until he was aware of how the Assemblymen from that district voted with respect to Newark's plea.

Councilman Tucker concurred with his colleagues in their approval of the action taken by Assemblyman Adubato on behalf of the City. He, too, was opposed to a six month moratorium. He felt nothing could be done in that short period of time to alleviate Newark's tax problem. Councilman Tucker hoped the Assembly would reconsider their action with respect to a two year moratorium which is the only legislation that could help the City at this time.

Councilwoman Villani thanked Assemblyman Adubato for his efforts in the Assembly and expressed her amazement at the reaction of some of the Assemblymen toward the City of Newark. Councilwoman Villani expressed her opposition to a six months extension and felt the majority of the Assemblymen acted very negatively toward the efforts being made to alleviate the tax problem in the City.

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Councilman Bottone noted the Council as a Whole, regardless of how they voted for revaluation, went down to Trenton trusting our Legislators would be of assistance to the City. The Council was rebuffed and felt this was so because the City of Newark's problems were being considered. Councilman Bottone thanked Assemblyman Aduato for all his efforts and hoped the fight would continue to open the eyes of the Legislature to Newark's problem.

Councilman Allen expressed his admiration for the job performed by Assemblyman Aduato and pointed out the Legislature acted irresponsibly in facing up to Newark's problems.

Councilman James pointed out the Legislators have lost sight of the fact Newark is the largest City in the State with unique problems and situations. The Legislature has lost sight of the fact that Newark is the third oldest City in America and has problems which must be solved in part by assistance by the State Government.

Assemblyman Aduato pointed out to Members of the Council that he has just become aware of a situation that New Jersey municipalities are receiving funds from the State because of State properties located in their municipalities and he felt they are receiving it illegally. Assemblyman Aduato pointed out he had just become aware of the situation during the discussion on the moratorium and he would follow this through.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING ISSUANCE OF EMERGENCY NOTE OR NOTES NOT TO EXCEED \$1,568,380. AS PER ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATION FOR PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR; SETTING FORTH PROCEDURES TO BE FOLLOWED IN ISSUANCE OF SAID NOTES INCLUDING SCHEDULE FOR PROVISION FOR SAID NOTES IN ANNUAL BUDGETS OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk read memorandum received today from Corporation Counsel Buck, "Please remove from the Calendar of the Municipal Council meeting of June 16, 1976 the items concerning revaluation, as the matter is presently pending before the New Jersey Supreme Court."

A motion directing the City Clerk to return this resolution to Administration in accordance with communication received from the Corporation Counsel, dated June 15, 1976, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

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7-R-b.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT WITH P.R.C. JACOBS, INC., 7798 OLD SPRINGHOUSE ROAD, McLEAN, VIRGINIA, ONLY RESPONSIBLE BIDDER, FOR SERVICES DESCRIBED IN "SPECIFICATIONS FOR REVALUATION PROJECT" AND IN ACCORDANCE WITH THE PLANS AND SCHEDULE SUBMITTED WITH THE BID, FOR \$1,568,380.; CONTRACT ENTERED INTO SUBJECT TO AVAILABILITY OF SUFFICIENT FUNDS; FURTHER SUBJECT TO APPROVAL BY DIRECTOR, DIVISION OF TAXATION, DEPARTMENT OF THE TREASURY, STATE OF NEW JERSEY; FURTHER THE CONTRACTOR SHALL START WORK WITHIN THIRTY (30) DAYS AFTER CONTRACT HAS BEEN EXECUTED AND MUST COMPLETE CONTRACT PROVISIONS BY NO LATER THAN SEPTEMBER 1ST, 1978 AND IF NOT COMPLETED BY SAID DATE, CONTRACTOR SHALL PAY CITY OF NEWARK AS LIQUIDATED DAMAGES \$1,000. FOR EACH DAY, EXCEPT SUNDAYS AND HOLIDAYS UNTIL WORK IS COMPLETED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration in accordance with communication received from the Corporation Counsel, dated June 15, 1976, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTOMOTIVE ELECTRICAL REPAIRS, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 15, 1976 TO MAY 14, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$12,000., IN ACCORDANCE WITH BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls and City Purchasing Agent Lucarelli met with the Council June 1, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker.

No: Councilmen Carrino, Martinez, Villani, President Harris.

Not Voting: Councilman Giuliano.

1381

7-R-d. RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S
POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION
TO ENTER INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$352,000. FROM THE
U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE INNOVATIVE PROJECTS PROGRAM
FOR FY'76 ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974,
P. L. 93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Allen.

7-R-e. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976
CITY OF NEWARK BUDGET, FROM UNCLASSIFIED OPERATIONS, SPECIAL ITEM OF APPROPRIATIONS,
SANITATION ENFORCEMENT PROGRAM TO MAYOR'S OFFICE AND AGENCIES, MUNICIPAL COURTS,
MISCELLANEOUS EXPENSES, M.I.P. PROJECT; TO PROVIDE FUNDS, PREVIOUSLY OMITTED, TO MATCH
SLEPA'S GRANT FOR THE M.I.P. PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY
AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW
JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN AMOUNT OF \$140,510., FOR FUNDING TALENT
SEARCH (\$52,634.), NEWARK MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROGRAM FAMILY AND
NEIGHBORHOOD SERVICES PROJECT (\$62,876.) AND (MATCHING FUNDS) FOR EXPANSION OF WBGO-FM
RADIO (\$25,000.) LOCAL SHARE FOR PROPOSED HEW GRANT).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

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7-R-g.

RESOLUTION APPROVING APPLICATION AND PLAN OF J.P.A. URBAN RENEWAL CORPORATION,

NO. 1, FOR MAINTENANCE AND OPERATION OF COMMERCIAL BUILDINGS NOW ERECTED ON THE PREMISES 118-122 AND 126-132 SPRUCE STREET (LOT 60 IN BLOCK 2557) GRANTING EXEMPTION FROM TAXATION FOR A PERIOD OF NOT MORE THAN (20) YEARS FROM JANUARY 1, 1977, IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 40:55C-40 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Assistant Corporation Counsel Perillo met with the Council June 15, 1976)

A motion to reject this resolution for the following reasons: 1) The application was submitted to the Municipal Council by the Mayor of the City of Newark without any positive recommendation for favorable action; 2) N.J.S.A. 40:55C-58 requires the application to be submitted prior to commencement of the project. In this case, the application was submitted over 8 years after completion of the project; 3) The Municipal Council finds that the purpose of the tax abatement is to encourage redevelopment within the municipality. This purpose would not be achieved by granting tax abatement to projects already constructed, completed and servicing the area obviously without the need for such prior tax abatement relief. The approval of this resolution would establish a dangerous precedent; 4) Because of the long time which has gone by since construction of this project, the construction records are not available at this time and could not be verified by an audit performed by the City of Newark; 5) The Municipal Council finds that the granting of this abatement would not be in the best interest of the citizens and taxpayers of the City of Newark; was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION ACCEPTING BID OF COLONY CENTERS TO LEASE 6.2 ACRES OF LOT 3, BLOCK

4274, 489-559 IRVINGTON AVENUE, FROM THE CITY OF NEWARK, FOR \$130,000. PER YEAR FOR YEARS 1-65 OR 20% OF GROSS RENTS COLLECTED, WHICHEVER IS GREATER, PLUS 25% OF OVERAGES (PERCENTAGE RENTALS); PLUS ALL INCREASES IN COUNTY TAXES AFTER FIRST YEAR (BASE YEAR); PLUS \$15,000. PER YEAR DURING CONSTRUCTION AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING THE BUSINESS ADMINISTRATOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Newark Economic Development Corporation Deputy Director Faiella and Real Estate Officer Milano met with the Council June 15, 1976)

1333

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 400 SQUARE FEET OF OFFICE SPACE ON NINTH FLOOR OF CITY-OWNED BUILDING AT 786 BROAD STREET, BLOCK 146, LOT 48, FOR A ONE YEAR PERIOD AT A MINIMUM RENTAL OF \$150.00 PER MONTH, PURSUANT TO N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 674 SQUARE FEET OF OFFICE SPACE ON 15TH FLOOR OF CITY-OWNED BUILDING AT 786 BROAD STREET, BLOCK 146, LOT 48, FOR A ONE YEAR PERIOD AT A MINIMUM RENTAL OF \$175. PER MONTH FOR THE FIRST THREE (3) MONTHS AND \$200. PER MONTH FOR THE REMAINING NINE (9) MONTHS OF THE LEASE TERM PURSUANT TO N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration as per the request of Real Estate Officer Dante A. Milano, was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM MUNICIPAL MANDATORY ITEMS, MUNICIPAL DEBT SERVICE, INTEREST ON TAX ANTICIPATION NOTES TO TRUSTEE OF NEWARK PARKING AUTHORITY GUARANTEED BOND FUND FOR PAYMENT OF BOND PRINCIPAL AND TRUSTEE OF NEWARK PARKING AUTHORITY GUARANTEED BOND FUND FOR PAYMENT OF INTEREST ON BONDS; TO PROVIDE FUNDS FOR JULY 1, 1976 PAYMENT OF PRINCIPAL AND INTEREST FOR NEWARK PARKING AUTHORITY BONDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Finance Director Sullivan met with the Council June 1, 1976)

(Business Administrator Walls, Finance Director Sullivan and Newark Parking Authority Executive Director Thomas met with the Council June 15, 1976)

June 16, 1976

1334

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CLUTCH REPAIRS, PARTS AND LABOR, FOR \$15,000. FOR A ONE (1) YEAR PERIOD EFFECTIVE JULY 1, 1976 TO JUNE 30, 1977 INCLUSIVE, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER DIVISIONS OPERATING BUDGETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and City Purchasing Agent Lucarelli met with the Council June 1, 1976)

A motion directing the City Clerk to return this resolution to Administration as per their request was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION RATIFYING EXTENSION OF CONTRACTS ENTERED WITH NORTH JERSEY COMMUNITY UNION HEALTH CENTER, FRIENDS OF CLINTON HILL, INC. FOR BESSIE SMITH HEALTH CENTER, ST. MICHAEL'S MEDICAL CENTER FOR GLADYS E. DICKINSON HEALTH CENTER AND COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MATERNAL AND INFANT CARE PROJECT AND MARTLAND OUTPATIENT DEPARTMENT FOR PERIOD JULY 1, 1975 TO NOVEMBER 30, 1975 AT NO ADDITIONAL COST. (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 15, 1976)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

At a later point in this meeting, a motion to reconsider this matter was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

June 16, 1976

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

RESOLUTION RATIFYING EXTENSION OF CONTRACTS ENTERED WITH NORTH JERSEY COMMUNITY UNION HEALTH CENTER, FRIENDS OF CLINTON HILL, INC. FOR BESSIE SMITH HEALTH CENTER, ST. MICHAEL'S MEDICAL CENTER FOR GLADYS E. DICKINSON HEALTH CENTER AND COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MATERNAL AND INFANT CARE PROJECT AND MARTLAND OUTPATIENT DEPARTMENT FOR PERIOD JULY 1, 1975 TO NOVEMBER 30, 1975 AT NO ADDITIONAL COST. (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 15, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AMENDING RESOLUTION 7-R-s, JULY 16, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACTS FOR THE PROVISION OF SERVICES PURSUANT TO NEWARK'S MULTIPHASIC DRUG TREATMENT WITH ADDICTION SERVICES-\$204,000., C.U.R.A., INC.-RESIDENTIAL-\$100,000., C.U.R.A., INC.-OUTPATIENT-\$67,600., HOUSE OF INSIGHT-\$197,200., INTEGRITY-RESIDENTIAL-\$160,000., INTEGRITY-OUTPATIENT-\$54,400., MT. CARMEL GUILD-\$40,800., NEW WELL-\$74,800., AND SOUL HOUSE-\$115,600.," BY REDUCING GRANT FOR NEW WELL FROM \$74,800. TO \$68,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck, Health and Welfare Director Buford and Multi-Phasic Drug Program Director Morgan met with the Council June 15, 1976)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Bottone.

Councilman Tucker noted this contract expires June 30, 1976. Since the next Council meeting will be July 14, it will be after the expiration date. He suggested the Council adopt this resolution subject to the receipt of certification of availability of funds. Until that certification is received, no funds should be expended for this program.

Councilman Allen recommended all contracts included in the \$20 million package be deferred.

The City Clerk pointed out this resolution reduces the grant for New Well from \$74,800. to \$68,000.

June 16, 1976

1236

The motion to defer action on this resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani, President Harris.

No: Councilmen Martinez, Tucker.

At a later point in this meeting, a motion to reconsider this matter was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

RESOLUTION AMENDING RESOLUTION 7-R-s, JULY 16, 1975, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACTS FOR THE PROVISION OF SERVICES PURSUANT TO NEWARK'S MULTIPHASIC DRUG TREATMENT WITH ADDICTION SERVICES-\$204,000., C.U.R.A., INC.-RESIDENTIAL-\$100,000., C.U.R.A., INC.-OUTPATIENT-\$67,600., HOUSE OF INSIGHT-\$197,200., INTEGRITY-RESIDENTIAL-\$160,000., INTEGRITY-OUTPATIENT-\$54,400., MT. CARMEL GUILD-\$40,800., NEW WELL-\$74,800., AND SOUL HOUSE-\$115,600.," BY REDUCING GRANT FOR NEW WELL FROM \$74,800. TO \$68,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck, Health and Welfare Director Buford and Multi-Phasic Drug Program Director Morgan met with the Council June 15, 1976)

A motion to adopt the resolution upon the condition that the certification of availability of funds will be forthcoming from the Municipal Comptroller; no funds can be expended for these programs until such certification is received, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION RATIFYING CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK FOR PERIOD JULY 1, 1975 TO JUNE 16, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK, FOR PERIOD JUNE 17, 1976 TO JUNE 30, 1976; THERE SHALL BE NO COMPENSATION PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 15, 1976)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

June 16, 1976

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

At a later point in this meeting, a motion to reconsider this matter was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

RESOLUTION RATIFYING CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK FOR PERIOD JULY 1, 1975 TO JUNE 16, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK, FOR PERIOD JUNE 17, 1976 TO JUNE 30, 1976; THERE SHALL BE NO COMPENSATION PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 15, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION RATIFYING CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME FOR PROVISION OF CATERING SERVICES OF KOSHER MEALS FOR PERIOD JULY 1, 1975 TO JUNE 16, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME FOR PROVISION OF CATERING SERVICES OF KOSHER MEALS FOR PERIOD JUNE 17, 1976 TO JUNE 30, 1976; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER SAID CONTRACT FOR PERIOD JULY 1, 1975 TO JUNE 30, 1976 IS \$31,320. WHICH SHALL BE DERIVED FROM A GRANT OF TITLE VI FUNDS AWARDED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, STATE DIVISION OF AGING. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 15, 1976)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

June 16, 1976

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

No: Councilman Tucker.

At a later point in this meeting, a motion to reconsider this matter was made
by Councilman Martinez, seconded by Councilman Bottone and adopted by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

RESOLUTION RATIFYING CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME
FOR PROVISION OF CATERING SERVICES OF KOSHER MEALS FOR PERIOD JULY 1, 1975 TO JUNE 16,
1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH
DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME FOR PROVISION OF CATERING SERVICES OF KOSHER
MEALS FOR PERIOD JUNE 17, 1976 TO JUNE 30, 1976; MAXIMUM AMOUNT TO BE PAID BY CITY
UNDER SAID CONTRACT FOR PERIOD JULY 1, 1975 TO JUNE 30, 1976 IS \$31,320. WHICH SHALL BE
DERIVED FROM A GRANT OF TITLE VI FUNDS AWARDED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY
AFFAIRS, STATE DIVISION OF AGING. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF
RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council June 15, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-q. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT
NEEDED FOR PUBLIC USE, APPROXIMATELY 75 JUNK BATTERIES, DIVISION OF MOTORS, PURSUANT TO
LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani

7-R-r.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL 214 JUNK VEHICLES,
RECOVERED AND UNCLAIMED MOTOR VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A
CONTRACT WITH S & W BY PRODUCTS, 1216 BROAD STREET, NEWARK, NEW JERSEY, TO EMPLOY AND
TRAIN ON-THE-JOB ONE PARTICIPANT, FOR SUM NOT TO EXCEED \$1,200., AS DEFINED IN SCOPE OF
SERVICES; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-5 (1) (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A
CONTRACT WITH EWING BONDING, 940 BROAD STREET, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN
ON-THE-JOB TWO (2) PARTICIPANTS, FOR SUM NOT TO EXCEED \$3,834., AS DEFINED IN SCOPE OF
SERVICES; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-5 (1) (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Manpower Director Wheeler met with the Council June 15, 1976)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman James.

June 16, 1976

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7-R-u. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A CONTRACT WITH TRI-PAR COMBUSTION CORP, 9 LINCOLN PARK, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB FOUR (4) PARTICIPANTS, FOR SUM NOT TO EXCEED \$6,995., AS DEFINED IN SCOPE OF SERVICES; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani.

Not Voting: President Harris.

7-R-v. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A CONTRACT WITH CLAMAR REALTY CO., INC., 160 WALKER ROAD, WEST ORANGE, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB TWO (2) PARTICIPANTS, FOR SUM NOT TO EXCEED \$3,240., AS DEFINED IN SCOPE OF SERVICES; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A CONTRACT WITH V & S PLASTICS, INC., 66 ELM STREET, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB SIX (6) PARTICIPANTS, FOR SUM NOT TO EXCEED \$11,700., AS DEFINED IN SCOPE OF SERVICES; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x. RESOLUTION AUTHORIZING TAX COLLECTOR TO EXECUTE CONTRACT WITH CHARLES G. ASHJIAN, ESQ. FOR PROFESSIONAL SERVICES WITH RESPECT TO PREPARATION OF PLEADINGS, SEARCHES AND OTHER DOCUMENTS NECESSARY TO FORECLOSE IN REM 2,000 PROPERTIES, AT COST OF \$15,000. APPROPRIATED FOR THIS PURPOSE IN ACCOUNT 7141. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TOTALING \$602,367.20 TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT "A" FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF STATE BOARD JUDGMENTS, COUNTY BOARD JUDGMENTS, CASH OVERPAYMENTS AND SENIOR CITIZEN ALLOWANCE, FOR YEARS 1971, 1972, 1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MARJORY A. RIGGINS, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 1, 1976 AND ENDING JUNE 30, 1976. (EMPLOYED IN POLICE DEPARTMENT - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, NEWARK NUTRITION PROGRAM FOR ELDERLY, \$58,463.; FUNDS AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, CLINIC GRANT, \$16,477.; FUNDS AVAILABLE FROM NEW JERSEY DEPARTMENT OF HEALTH, CHEST CLINIC GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, RELOCATION ASSISTANCE PROGRAM, \$15,000.; FUNDS AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, NEWARK SUMMER NUTRITION PROGRAM, \$9,471.; FUNDS AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-be.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976

CITY OF NEWARK BUDGET, RENT CONTROL BOARD, SERVICE BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANTS TO RENT CONTROL BOARD, SALARIES AND WAGES, BOARD MEMBERS, TO PROVIDE FUNDS TO FINANCE 5TH RENT CONTROL BOARD MEMBER FOR REST OF 1976; TRANSFER EFFECTIVE JUNE 7, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM PAUL

BARTON AND BEATRICE BARTON, HIS WIFE, OWNERS OF PREMISES 70 - 16TH AVENUE, BLOCK 299, LOT 6, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,595.

PAYABLE TO PAKTANK U.S.A., INC. FOR 50% REFUND OF FEE PAID FOR BUILDING PERMIT ISSUED DECEMBER 30, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND TAX COLLECTOR TO CANCEL

\$2,760.66 TAXES FOR 1973, PROPERTY 61-63 RIVER STREET, BLOCK 163, LOTS 23 AND 25, OWNED BY NEWARK HOUSING AUTHORITY; ASSESSED IN ERROR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bi. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO WRITE OFF \$1,843.63 ON RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE DIVISION AS UNCOLLECTIBLE DAMAGE CLAIMS, AS PER SCHEDULE ATTACHED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO CANCEL \$21,326.75 OUTSTANDING WATER-SEWER CHARGES ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURES, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING CITY OF NEWARK TO ACCEPT \$50. FOR RELEASE OF 4 JUDGMENTS (\$50. EACH) IMPOSED AS FINES AGAINST GRAND PRODUCTS (CO.), INC., PREMISES 272-275-277 AND 279 BERGEN STREET, NEWARK, FILED IN ESSEX COUNTY CLERK'S OFFICE IN BOOK 41 OF DOCKETED JUDGMENTS AS LIENS AGAINST LAND AND PREMISES 148 SOUTH MUNN AVENUE, EAST ORANGE, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl. RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ACCEPT FROM THE NEW JERSEY STATE DEPARTMENT OF EDUCATION A GRANT IN SUM OF \$3,398,625. TO IMPLEMENT THE 1976 NEWARK SUMMER FOOD PROGRAM. (NO MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

1435 7-R-bm. RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A GRANT-IN-AID CONTRACT TO ACCEPT \$615,480. FROM THE NEW JERSEY STATE DEPARTMENT OF HEALTH TO FUND THE WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.), FROM JULY 1, 1976 TO SEPTEMBER 30, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION RATIFYING CONTRACT WITH THE LYONS FAMILY HEALTH CENTER FOR PROVISION OF HIGH AMBULATORY HEALTH CARE SERVICES, FOR PERIOD APRIL 16, 1976 TO JUNE 16, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE LYONS FAMILY HEALTH CENTER FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES, FOR PERIOD JUNE 17, 1976 TO APRIL 15, 1977; MAXIMUM AMOUNT TO BE PAID BY CITY \$83,160. FROM NEIGHBORHOOD HEALTH CENTER FUND OF HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR II, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker.

Councilman James stated he is aware of a discrepancy in the amount of money earmarked for the Bessie Smith Health Center and he hoped the Council would forward a letter to Health and Welfare Director Buford indicating the letter of agreement which was made with the Administration, that those monies which were promised the Bessie Smith Health Center should be made available in view of the continuing programs which are desperately in need of those funds. Councilman James indicated he was opposed to curtailment of health centers which are already operating and are desperately in need of funds. He concurred with Councilman Allen that the letter of agreement between Administration and this body, signed by the Mayor and Mayor's Policy and Development Office Executive Director Dennison, should be honored by Administration. Councilman James moved the adoption of this resolution but joined Councilman Allen and others in making sure their demands in this agreement are upheld by Administration and will be forthcoming in the very near future.

June 16, 1976

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Councilman Allen stressed the dire need for health centers and day care centers in the City of Newark. He does not want the centers to be cheated out of funds which were due them and he wants to make sure the amounts agreed upon in the letter of agreement are the amounts the centers will receive. Councilman Allen declared the letter of agreement, signed by the Mayor and Mayor's Policy and Development Office Executive Director Dennison, should be honored by Administration. He will vote for the adoption of these resolutions with the stipulation that the centers receive the amounts approved by the Municipal Council in the \$20 million package.

Councilman Tucker said if it is the posture of the Council to defer MPDO matters, then they should do that. The minute they start making exceptions, the Council's posture is going to change. Councilman Tucker stated everyone knows his position on the Drug Agency matter. By deferring action, the Council is saying come June 30 the centers do not operate. That is what will happen to many of these programs. The problem is the Mayor and Mr. Dennison are not honoring their word and he hopes the Council finds some way of having an impact on them without having them tell the people of Newark they are not getting funded because the Council did something that was not in the best interest of the people. Councilman Tucker contended the Municipal Council should evaluate their entire posture.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION RATIFYING CONTRACT WITH FRIENDS OF CLINTON HILL FOR BESSIE SMITH HEALTH CENTER FOR AMBULATORY HEALTH CARE SERVICES FOR PERIOD APRIL 16, 1976 TO JUNE 16, 1976; AND AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE FRIENDS OF CLINTON HILL FOR BESSIE SMITH HEALTH CENTER FOR PROVISION OF HIGH AMBULATORY HEALTH CARE, FOR PERIOD JUNE 17, 1976 TO APRIL 15, 1977; MAXIMUM AMOUNT TO BE PAID BY CITY \$124,000. FROM NEIGHBORHOOD HEALTH CENTER FUND OF HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR II, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Buford met with the Council June 15, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

June 16, 1976

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION RATIFYING CONTRACT WITH ST. MICHAEL'S MEDICAL CENTER FOR AMBULATORY HEALTH CARE SERVICES AT GLADYS E. DICKINSON HEALTH CENTER, FOR PERIOD APRIL 16, 1976 TO JUNE 16, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH ST. MICHAEL'S MEDICAL CENTER FOR AMBULATORY HEALTH SERVICES AT GLADYS E. DICKINSON HEALTH CENTER, FOR PERIOD JUNE 17, 1976 TO APRIL 15, 1977; MAXIMUM AMOUNT TO BE PAID BY CITY \$238,000., BUDGETED IN 1974 HOUSING AND DEVELOPMENT ACT FUNDS, YEAR II, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Allen, James, Tucker, Villani.

No: Councilmen Bottone, Carrino, Giuliano, Martinez, President Harris.

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Allen.

Councilman Tucker asked the reason for deferment.

Councilman Allen replied they have signed a contract in the amount of \$125,000., the amount is supposed to be \$150,000. He reiterated the letter of agreement should be honored by Administration.

Councilman Tucker related the Gladys E. Dickinson Health Center services all residents of the Columbus Housing Project. There is no other medical facility in that area. Councilman Tucker agreed the Mayor and Mr. Dennison went back on their word, but there is not a need to cut off the health services of the people in that community because of the grievance with the Mayor. The question should be resolved with the Mayor and Mayor's Policy and Development Office Executive Director Dennison, not with those people who are looking for health services.

Councilman Carrino remarked he was under the impression the whole package would be deferred until the matter is resolved. He will go along with deferment only if the whole package is deferred.

Councilman Allen agreed all these contracts should be deferred or all adopted. He will support these contracts 100% providing they get the amount of funds approved by the Municipal Council.

June 16, 1976

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Councilman Bottone withdrew his motion to defer action on this resolution.

Councilman Allen withdrew his second to the motion.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM DRUG ADDICTION REHABILITATION ENTERPRISE, INC., A NONPROFIT CORPORATION OF STATE OF NEW JERSEY, OWNER OF PREMISES 209 LITTLETON AVENUE, BLOCK 1778, LOT 20, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT WILLIAMS, SERGEANT, POLICE DEPARTMENT, POLICE DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JULY 1, 1976 AND ENDING DECEMBER 31, 1976. (POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilmen Giuliano, Martinez.

7-R-bs. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY CARRINO, POLICE OFFICER, POLICE DEPARTMENT, PATROL DIVISION, FOR PERIOD BEGINNING JULY 1, 1976 AND ENDING DECEMBER 31, 1976. (COUNCILMAN - FIRST LEAVE BEGAN JULY 1, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, as Resolution 7-R-cp adopted July 17, 1974 extends the leave of absence for Anthony Carrino to the end of his term as Councilman, was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

7-R-bt.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HENRY

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MARTINEZ, POLICE OFFICER, POLICE DEPARTMENT, PATROL DIVISION, FOR PERIOD BEGINNING JULY 1, 1976 AND ENDING DECEMBER 31, 1976. (COUNCILMAN - FIRST LEAVE BEGAN JULY 1, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, as Resolution 7-R-cr adopted July 17, 1974 extends the leave of absence for Henry Martinez to the end of his term as Councilman, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 97 SOUTH

ORANGE AVENUE, BLOCK 226, LOT 30, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AMENDING RESOLUTION 7-R-br, AUGUST 7, 1975, AUTHORIZING DIRECTOR OF

DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF HEALTH TO ACCEPT FUNDS FOR THE DEVELOPMENT OF ALCOHOLISM CONTROL SERVICES, FOR PERIOD JUNE 26, 1975 TO JUNE 25, 1976, TO READ PERIOD FROM JUNE 26, 1976 TO JUNE 27, 1977. (NO MATCH REQUIRED FOR THIS CONTRACT, CASH OR IN-KIND)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AMENDING RESOLUTION 7-R-z, JULY 16, 1975, AUTHORIZING DIRECTOR OF

DEPARTMENT OF HEALTH AND WELFARE TO ACCEPT A GRANT FROM ACTION IN THE AMOUNT OF \$76,287. TO IMPLEMENT RSVP FOR PERIOD JUNE 30, 1975 TO JUNE 29, 1976, TO READ PERIOD FROM JUNE 30, 1975 TO SEPTEMBER 29, 1976. (CITY'S CONTRIBUTION-IN-KIND SERVICES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH THE NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR PURPOSE OF CONTINUING PROJECT KNOWN AS THE NEWARK ECONOMIC DEVELOPMENT CORPORATION, FROM JULY 1, 1976 TO JUNE 30, 1977; \$100,000. BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATIONS PURSUANT TO FUND UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301 PL-93-383). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION AUTHORIZING THE CENTRAL PLANNING BOARD TO MAKE AN INVESTIGATION AND HOLD PUBLIC HEARINGS TO DETERMINE WHETHER THE OLD FIRST WARD (ST. LUCY'S AREA) IS A BLIGHTED AREA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz. RESOLUTION AUTHORIZING THE CENTRAL PLANNING BOARD TO MAKE AN INVESTIGATION AND HOLD PUBLIC HEARINGS TO DETERMINE WHETHER A PORTION OF BLOCK 892 OF SOUTH BROAD AREA IS A BLIGHTED AREA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

7-R-ca.

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AND DELIVER TO THE TOWNSHIP OF WAYNE IN THE COUNTY OF PASSAIC, THE RIGHT-OF-ENTRY AGREEMENT CONCERNING PEQUANNOCK ACQUEDUCT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION RESCINDING RESOLUTION 7-R-bw, MAY 19, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS ACCEPTING SUM OF \$58,463. AS A SUPPLEMENT TO THE GRANT CONTRACT BETWEEN CITY OF NEWARK AND NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS (RESOLUTION 7-R-ba, APRIL 21, 1976), FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, FOR PERIOD NOVEMBER 1, 1975 TO OCTOBER 31, 1976. (NO CITY MATCH REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND SIGNALS, SIGN DESIGNER, PROCESSOR & LETTERER, PAINTER AND OVERTIME TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND SIGNALS, SIGN DESIGNER PROCESSOR & LETTERER FOREMAN AND TRAFFIC SIGNAL MECHANIC; TO PROVIDE FUNDS FOR REHIRING OF EMPLOYEES LAID OFF DUE TO ECONOMY REASONS DURING BUDGET CUTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, 1976 SUMMER FOOD PROGRAM; \$3,398,625.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO REQUEST EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO SUBMIT TO COUNCIL PERIODIC WRITTEN PROGRESS REPORTS RELATING TO THE STATUS OF ALL PROGRAMS FUNDED BY THE HOUSING AND COMMUNITY DEVELOPMENT ACT, INCLUDING YEARS I AND II, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO CONVEY THE MUNICIPAL COUNCIL'S THANKS AND APPRECIATION TO THE MEMBERS OF THE NEW JERSEY STATE ASSEMBLY WHO SUPPORTED THE CITY OF NEWARK IN CONNECTION WITH A-2026 RELATING TO A MORATORIUM ON PROPERTY REVALUATION WHICH PASSED THE ASSEMBLY ON JUNE 21, 1976, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c. Councilman James commended Mrs. Mary Tutela, a Newark City employee, for her act of honesty and integrity in finding and returning valuable personal property belonging to him. He indicated on other occasions Mrs. Tutela has returned other personal items to Members of the Council and he thinks it is a very rewarding feeling that the kind of person they have working in the Council Offices is a person who has contributed honesty and integrity and confidence in the Municipal Council.

A MOTION COMMENDING MRS. MARY TUTELA, A NEWARK CITY EMPLOYEE, FOR HER ACT OF HONESTY AND INTEGRITY IN FINDING AND RETURNING VALUABLE PERSONAL PROPERTY BELONGING TO COUNCILMAN SHARPE JAMES IN NEWARK CITY HALL, AND DIRECTING THAT AN INSCRIBED COPY OF THIS MOTION BE PRESENTED TO MRS. TUTELA, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d. A MOTION URGING BUSINESS ADMINISTRATOR TO IMMEDIATELY ARRANGE FOR A SUITABLE PROGRAM TO REQUEST VOLUNTARY CONTRIBUTIONS FROM NEWARK CITY EMPLOYEES TO AID THE VICTIMS OF THE RECENT EARTHQUAKE IN NORTHEASTERN ITALY, was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-e. A MOTION DIRECTING THE CITY CLERK TO ADVISE THE ADMINISTRATION OF COUNCIL'S DESIRE TO CONTINUE FUNDING OF CERTAIN SPECIFIC ACTIVITIES OF THE NEWARK TENANTS COUNCIL, AS SOON AS FUNDS BECOME AVAILABLE FOR SUCH PROJECTS, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED APRIL 26, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$1,568,380. BY THE CITY OF NEWARK, NEW JERSEY FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR USE OF THE LOCAL ASSESSOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration in accordance with communication received from the Corporation Counsel, dated June 15, 1976, was made by Councilman Martinez, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 7, 1976, NOMINATING RALPH A. DE VINO, 292 WALNUT STREET, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY OF NEWARK, FOR A TERM COMMENCING FROM DATE OF CONFIRMATION BY THE MUNICIPAL COUNCIL AND EXPIRING JUNE 30, 1978.

(Copy of communication submitted to each Member of the Council)

June 16, 1976

(Mr. De Vino met with the Council June 15, 1976)

A motion to confirm the nomination of Ralph A. De Vino as a Member of the Board of Alcoholic Beverage Control of the City of Newark, for a term commencing from date of confirmation by the Municipal Council and expiring June 30, 1978, was made by Councilman Allen, seconded by Councilman Martinez.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Bottone.

President Harris: The nomination is confirmed.

8-c.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 72 AVENUE L, NEWARK, NEW JERSEY, BLOCK 2086, LOT 40, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1).' (ORDINANCE 6-S & F-d, ADOPTED APRIL 7, 1976) BY CHANGING PURCHASE PRICE FROM \$8,400. TO \$4,800."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 148 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 46, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).'" (\$3,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 16, 1976

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8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 144 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 48, TO THE
HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S. 40A:12-13 (b) (1)." (\$3,100.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976
Calendar of the Municipal Council for first reading was made by Councilman Allen,
seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 105 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3027, LOT 11, TO THE
HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S. 40A:12-13 (b) (1)." (\$1,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976
Calendar of the Municipal Council for first reading was made by Councilman James,
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 138 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 51, TO THE
HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S. 40A:12-13 (b) (1)." (\$3,200.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976
Calendar of the Municipal Council for first reading was made by Councilman Tucker,
seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

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8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND PARAGRAPH B OF SECTION 2:5-11, POWERS AND DUTIES OF CITY PURCHASING AGENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (TO PROVIDE EMERGENCY PURCHASE PROCEDURES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JUNE 7, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXERCISE THE OPTION TO RENEW THE CONTRACT TO LEASE FOR AN ADDITIONAL YEAR, GRANTED THE CITY OF NEWARK UNDER PARAGRAPH #2 OF THE LEASE AGREEMENT WITH THE SALVATION ARMY, IRONBOUND BOYS' CLUB, COVERING THE PREMISES LOCATED AT 138 CLIFFORD STREET, IN THE CITY OF NEWARK, NEW JERSEY. (OPTION TO RENEW CONTRACT TO LEASE SAID PROPERTY FOR TERM OF ONE YEAR, COMMENCING JUNE 10, 1976, AND ENDING JUNE 9, 1977, AT A RENTAL OF \$1.00 FOR SAID TERM)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 14, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-j. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JUNE 8, 1976, ENCLOSING PROPOSED "ORDINANCE TO AUTHORIZE THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE A CONTRACT FOR THE PURCHASE OF ONE SPECIFIED PROPERTY IN THE CITY OF NEWARK, NEW JERSEY WITH RESPECT TO THE HOUSING AND COMMUNITY DEVELOPMENT COMMUNITY FACILITIES PROJECT, AT A TOTAL COST NOT TO EXCEED \$62,500. TO BE PAID BY THE MAYOR'S POLICY AND DEVELOPMENT OFFICE." (839-845 MT. PROSPECT AVENUE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-1 on Page 15 in the minutes of this meeting)

June 16, 1976

8-k.
1417

COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 8, 1976,
ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT
WITH THE HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF
1974, SECOND ACTION YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-m on Page 16 in the minutes of this meeting)

8-l.

COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 8, 1976,
ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT
WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT
ACT OF 1974, SECOND ACTION YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-n on Pages 16 and 17 in the minutes of this meeting)

8-m.

COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 8, 1976,
ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-e, JANUARY 7, 1976, ENTITLED
'AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING
AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING
AND COMMUNITY DEVELOPMENT ACT OF 1974.'

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-o on Page 17 in the minutes of this meeting)

8-n.

COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 8, 1976,
ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-f, JANUARY 7, 1976, ENTITLED
'AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING
AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND
COMMUNITY DEVELOPMENT ACT OF 1974.'

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-p on Pages 17 and 18 in the minutes of this meeting)

PETITIONS.

None.

1418

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from May 25, 1976 to June 8, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Alanon Association, Inc. | 6870 (Amended) |
| St. Antoninus Holy Name Society | 6904 (Amended) |
| Queen of Angels P.T.A. | 6905 (Amended) |
| Congregation Bnai Zion | 6929 (Amended) |
| Mt. Carmel Guild - Special Education for the Blind | 6955 (Amended) |
| Remco Industries Chapter of Deborah | 6957 (Amended) |
| St. Casimir's Roman Catholic Church | 6995 (Amended) |
| Our Lady of Mt. Carmel Church | 7026 (Amended) |
| Newark Lodge #21-BPOElks | 7089 (Amended) |
| St. Antoninus Prayer Group | 7164 |
| St. Antoninus Church | 7165 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Cana Club of Sacred Heart Church, Vailsburg | 7162 |
| Cana Club of Sacred Heart Church, Vailsburg | 7163 |
| Children of Mary Sodality of St. Francis Xavier Church | 7166 |
| Xavier Club of St. Francis Xavier Church | 7167 |
| Community Parents for 4-H Youth Development, Inc. | 7168 |
| Lincoln School PTA | 7169 |
| St. Bridget's Church | 7170 |

June 16, 1976

1429

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

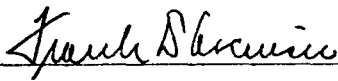
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 12:25 A. M., Thursday, June 17, 1976.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

June 22, 1976

1430
A Special Meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The Acting City Clerk announced he was in receipt of communication from Council President Earl Harris, dated June 17 and June 18, 1976 requesting consideration of four items at a special meeting for 10:00 A. M. or as soon thereafter as the Council can convene.

On June 18, 1976 at 4:12 P. M., Council President Earl Harris was in receipt of a communication from Mayor Kenneth A. Gibson requesting Council consideration of two items of legislation and on the same date Council President Earl Harris was in receipt of communication from Acting Mayor William H. Walls requesting consideration of 32 items of legislation for consideration at the special meeting. All of these items are listed on the agenda prepared for this special meeting.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 18, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

7. RESOLUTIONS.

7-R-a. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM MUNICIPAL MANDATORY ITEMS, MUNICIPAL DEBT SERVICE, INTEREST ON TAX ANTICIPATION NOTES TO TRUSTEE OF NEWARK PARKING AUTHORITY; TO PROVIDE FUNDS FOR JULY 1, 1976 PAYMENT OF PRINCIPAL FOR NEWARK PARKING AUTHORITY BONDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Finance Sullivan met with the Council June 1, 1976)

(Business Administrator Walls, Finance Director Sullivan and Newark Parking Authority Executive Director Thomas met with the Council June 15, 1976)

June 22, 1976

1431

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez.

Councilman James noted the Council is far from satisfied with the operation of the Parking Authority as a self-sustaining entity. However, they are meeting this fiscal obligation due to a bonding problem. Councilman James said it is crystal clear the Executive Director and the Commissioners of the Parking Authority together with Director of Finance Sullivan must provide the Council some detailed report perhaps involving innovative means to make the Authority self-sustaining. He expressed the feeling the challenge is that they scrutinize the expenditure of moneys in the Executive Director's office in total with their operation to insure the Council and the residents of the City of Newark this will not continue to be a money losing agency. He felt it was time the Parking Authority presented a balanced budget.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACTS WITH SIX (6) VENDORS, LOWEST RESPONSIBLE BIDDERS (DOMINO RESTAURANT CORP.-\$554,062.50, SCOTT CATERERS, INC.-\$736,875.00, VENDCO VENDING CO.-\$556,987.50, OGDEN FOOD SERVICE CORP.-\$480,037.50, FOOD MANAGEMENT SERVICE-\$480,037.50, CHEF'S SUPREME, INC.-\$105,300.00) FOR PROVISION OF MEALS FOR SPECIAL SUMMER FOOD SERVICE PROGRAM FOR CHILDREN (SuNuP), FOR 45 DAYS BEGINNING JUNE 28, 1976 TO AUGUST 30, 1976, IN ACCORDANCE WITH BIDS AND SPECIFICATIONS. (GRANT FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN AMOUNT OF \$140,510., FOR FUNDING TALENT SEARCH (\$52,634.), NEWARK MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROGRAM FAMILY AND NEIGHBORHOOD SERVICES PROJECT (\$62,876.) AND MATCHING FUNDS) FOR EXPANSION OF WBGO-FM RADIO (\$25,000. LOCAL SHARE FOR PROPOSED NEW GRANT)

(Copy of resolution and correspondence submitted to each Member of the Council)

June 22, 1976

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Councilman Tucker noted there were questions raised with respect to the Newark Municipal Court Management and Improvement Program Family and Neighborhood Services Project. He stated at the last pre-meeting conference the Council had discussed this with Court Administrator Avant and Chief Magistrate Booker. He felt if there was a question with this particular program, if it all possible, the Council should move affirmatively on the other programs in this resolution. They are concerned with scholarship money which must be made available to students who are graduating this month.

President Harris concurred with remarks made by Councilman Tucker. He noted the Council sent for Mr. Avant who was not available and felt the Municipal Court Management and Improvement Program Family and Neighborhood Services Project should be excluded from the resolution.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN AMOUNT OF \$77,634. FOR FUNDING TALENT SEARCH (\$52,634.), AND (MATCHING FUNDS) FOR EXPANSION OF WBGO-FM RADIO (\$25,000. LOCAL SHARE FOR PROPOSED HEW GRANT)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING MAYOR TO EXECUTE AMENDATORY AGREEMENT BETWEEN CITY OF NEWARK AND STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, RESOLUTION 7-R-d, NOVEMBER 6, 1974, TO REFLECT AN APPROVED BUDGET IN AMOUNT OF \$389,261.05 WHICH SUPPLANTS THE RECORDED AMOUNT OF \$300,000., FURTHER AMENDING RESOLUTION 7-R-b, JANUARY 3, 1975 AND AND RESOLUTION 7-R-bp, JUNE 18, 1975, BY TRANSFERRING \$10,845.85 TO FISCAL YEAR 1975 AGREEMENT, \$10,738.95 FROM FY-74, GRANT NO. 455, INCREASING THE GRANT AMOUNT OF \$399,813. TO A TOTAL BUDGET OF \$310,658.85 AND TERMINATING THIS AGREEMENT NO LATER THAN DECEMBER 31, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

June 22, 1976

7-R-e. RESOLUTION APPOINTING COUNCILMAN HENRY MARTINEZ AS MEMBER OF THE JOINT MEETING
MAINTENANCE BEGINNING JULY 1, 1976 AND ENDING JUNE 30, 1977.

1433

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Tucker, Villani,
President Harris.

Not Voting: Councilman Martinez.

7-R-f. RESOLUTION APPOINTING COUNCILMAN DONALD TUCKER AS MEMBER OF THE SECOND RIVER
JOINT MEETING BEGINNING JULY 1, 1976 AND ENDING JUNE 30, 1977.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

Not Voting: Councilman Tucker.

7-R-g. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF
APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM CETA II, \$2,207,412.; ITEM
AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker.

Councilman Tucker requested that the remarks made at the pre-meeting conference this date be inserted into the record.

The following is an excerpt from the pre-meeting conference of June 22, 1976:

"Director of Finance Sullivan stated, 'we have a technical problem. In these situations where we are getting awards, the Comptroller cannot supply the certification until we agree that the funds are ours. We are asking for adoption of the budget insertion. The problem is we have to adopt and agree and certify to the budget insertion at the same time. This problem is functional. The problem is under the new rules provided by the State, the Comptroller has to certify to the funds. The alternative is 1) The Council meeting and voting for the budget insertion and to vote conditionally and at the next meeting to vote on the contracts. The Federal Government and State make the decision so that we can have the funds and we must act immediately. This has been

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an on-going practice for several years -- to adopt the budget insertion and program. The Comptroller cannot certify to the availability of funds until the program is adopted. Regarding the budget insertions today, there is nothing to certify against.'

Chief Accountant Fitzsimons added until the budget insertion is returned from Trenton and approved, there is no certification.

Director of Finance Sullivan remarked Resolution 7-R-g is to approve the insertion in the 1976 City of Newark Budget, a special item of appropriation CETA II. This is just accepting the funds. The problem is the money spent, the \$2,207,412. We cannot certify to the funds until it is adopted and then it provides for the Comptroller to certify to the approval of the \$2,207,412. -- we first have to insert funds into the budget before we can spend it. The funds have been inserted in the budget and approved by the Director of Local Government Services. He stated, he understands the Council has a decision to make. Either we adopt the budget insertions and send them to Trenton and expedite the decision in Trenton or adopt them conditionally until the insertions are approved. No monies can be spent until the Director of Local Government Services has approved the budget insertions. The process we are proposing is to move the programs in a timely fashion. The problem we have is outside of our control. We can act only as quickly as we hear from the funding source. They do not get approval from the funding source on a timely basis -- they are moving it on a timely basis -- just as soon as they get approval from the funding source.

Councilman Tucker recalled a telegram in November, 1975 and queried, 'why are we asking for a double approval? Why are we dealing with it?'

Economist Dan O'Flaherty replied, 'perhaps we have been awaiting a better form of approval than the telegram.'

Councilman James remarked, we received the telegram as you indicated and it was not official enough to dramatize to the City that we have the program. Unless it will be funded, the telegram is dated November, 1975 and now it is June, 1976 and we still do not have the program.

Councilman Tucker added, what he is basically saying is you have to question the program. There must be further correspondence since November and if there is nothing else, why did we not get the budget insertion sooner. What prevented you from sending up the program from November until now.

Finance Director Sullivan replied, the question was the certification. The Comptroller cannot certify to the availability of funds until there is a budget insertion. We did not get notification from the funding source until it became a crunch.

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Health Officer Dr. Waller recalled numerous telephone calls to the funding source asking for letters regarding the grant awards. He noted they are just coming through now.

Director of Finance Sullivan stated the Comptroller will not certify until the budget insertions are adopted. He cannot certify conditionally.

Councilman Tucker contended, we should have some sort of requirement. We should have a copy of the letter which should stipulate that the funds are available.

President Harris queried, can we adopt some sort of ground rules? There should be some form of ground rules.

Director of Finance Sullivan maintained, we must receive the approval of the budget insertion from the Division of Local Government Services and adoption by the Council and only on those conditions can the Comptroller issue the Certification as to the availability of funds."

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO MODIFICATION OF CONTRACT ENTERED INTO BETWEEN CITY OF NEWARK AND ESSEX COUNTY COLLEGE OF BUSINESS, CHANGING TERMINATION OF CONTRACT TO NOVEMBER 30, 1976. (DOES NOT REQUIRE THE EXPENDITURE OF ADDITIONAL FUNDS (7-R-t, JANUARY 7, 1976))

> (Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request, was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

The Acting City Clerk announced that Resolution 7-R-i and Resolutions 7-R-k through 7-R-bd will be adopted on the condition that: 1) Approval is received from the Division of Local Government Services for the CETA I and CETA II budget insertions; 2) The Municipal Council will receive a certification of availability of funds from the Municipal Comptroller for these contract amendments and modifications and 3) These resolutions be amended to include provisions for advertising of Council action in accordance with the laws of the State of New Jersey.

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7-R-i. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO MODIFICATION OF CONTRACT ENTERED INTO BETWEEN CITY OF NEWARK AND DRAKE COLLEGE OF BUSINESS, CHANGING TERMINATION DATE TO SEPTEMBER 30, 1976. (DOES NOT REQUIRE THE EXPENDITURE OF ADDITIONAL FUNDS) (7-R-a, SEPTEMBER 17, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO MODIFICATION OF CONTRACT BETWEEN CITY OF NEWARK AND MT. CARMEL GUILD, BY CHANGING ENROLLMENT FROM 515 YOUTHS TO 625 YOUTHS AND CONTRACT AMOUNT FROM \$400,108. TO \$474,988. AND AMENDING SOURCE OF FUNDS FOR THIS CONTRACT (RESOLUTION 7-R-br, JUNE 2, 1976) TO COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III (FY'76)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to receiving certification of availability of funds was made by Councilman Tucker, seconded by Councilman Villani.

Councilman Tucker noted the Members of the Council had received monthly reports submitted by Mt. Carmel Guild. If the Council looks at all of the programs they are currently funding, they would be aware of the fact that none of them submit the reports as does Mt. Carmel Guild.

Councilman Tucker noted we receive reports each month and he had the occasion to visit one of the programs to see it functioning at various medical institutions in the City. He thinks this is a beautiful program that needs to be recognized for its excellence.

The motion to adopt the resolution subject to receiving certification of availability of funds was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO MODIFICATION OF CONTRACT ENTERED INTO BETWEEN CITY OF NEWARK AND NEWARK SERVICES CORPORATION, CHANGING TERMINATION OF CONTRACT TO SEPTEMBER 30, 1976. (DOES NOT REQUIRE EXPENDITURE OF ADDITIONAL FUNDS) (7-R-by, AUGUST 7, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution subject to the above cited conditions was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-1. RESOLUTION AMENDING RESOLUTION 7-R-da, JULY 16, 1975, CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$375,000. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AMENDING RESOLUTION 7-R-cc, APRIL 2, 1975, CONTRACT WITH F.O.C.U.S., BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$73,973.70 AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AMENDING RESOLUTION 7-R-ed, JULY 16, 1975, CONTRACT WITH COMMUNITY COOPERATIVE HEALTH ORGANIZATION, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$82,700. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-o. RESOLUTION AMENDING RESOLUTION 7-R-bv, APRIL 21, 1976, CONTRACT WITH
AUTOMATIC DATA PROCESSING, CHANGING SOURCE OF FUNDS TO COMPREHENSIVE EMPLOYMENT AND
TRAINING ACT III (FY'76)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-p. RESOLUTION AMENDING RESOLUTION 7-R-r, JULY 16, 1975, CONTRACT WITH NEWARK
SKILLS CENTER, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT
OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$375,587. AND SOURCE OF FUNDS FOR THIS CONTRACT
IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-q. RESOLUTION AMENDING RESOLUTION 7-R-bt, SEPTEMBER 17, 1975, CONTRACT WITH
PUERTO RICAN VETERANS ASSOCIATION, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976
AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$92,243. AND SOURCE OF
FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-r. RESOLUTION AMENDING RESOLUTION 7-R-bt, JUNE 18, 1976, CONTRACT WITH WORLDWIDE
EDUCATIONAL SERVICES, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING
AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$174,663. AND SOURCE OF FUNDS FOR THIS
CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution subject to the above cited conditions was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-s. RESOLUTION AMENDING RESOLUTION 7-R-cc, JUNE 18, 1975, CONTRACT WITH NORTH JERSEY COMMUNITY UNION, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976, INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$529,347., PAYMENTS WILL BE MADE BI-WEEKLY AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION AMENDING RESOLUTION 7-R-g, JULY 16, 1975, CONTRACT WITH ROBERT TREAT COUNCIL, BOY SCOUTS OF AMERICA, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$34,191. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION AMENDING RESOLUTION 7-R-ee, JULY 16, 1975, CONTRACT WITH TIMOTHY STILL HEALTH ORGANIZATION, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$14,705. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AMENDING RESOLUTION 7-R-bi, MARCH 3, 1976, CONTRACT WITH ST. ANN'S

BILINGUAL LEARNING CENTER, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND
INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$145,425. AND SOURCE OF
FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was
made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by
President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-w.

RESOLUTION AMENDING RESOLUTION 7-R-ef, JULY 16, 1976, CONTRACT WITH BROADWAY

HEALTH GROUP, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT
OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$26,700. AND SOURCE OF FUNDS FOR THIS CONTRACT
IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was
made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by
President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

7-R-x.

RESOLUTION AMENDING RESOLUTION 7-R-bn, OCTOBER 15, 1975, CONTRACT WITH

EMANUEL SENIOR CITIZENS, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING
AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$92,385. AND SOURCE OF FUNDS FOR THIS
CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was
made by Councilman Tucker, seconded by Councilman Allen and declared adopted by
President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker
Villani, President Harris.

7-R-y.

RESOLUTION AMENDING RESOLUTION 7-R-by, JUNE 18, 1975, CONTRACT WITH NEW JERSEY

STATE TRAINING AND EMPLOYMENT SERVICES, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30,
1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$626,624. AND
SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was
made by Councilman James, seconded by Councilman Martinez and declared adopted by
President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

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7-R-z.

RESOLUTION AMENDING RESOLUTION 7-R-db, AUGUST 7, 1975, CONTRACT WITH NEW

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JERSEY STATE TRAINING AND EMPLOYMENT SERVICE, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$61,177. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO MODIFICATION OF CONTRACT ENTERED INTO BETWEEN CITY OF NEWARK AND MT. CARMEL GUILD, BY CHANGING TERMINATION DATE OF CONTRACT TO SEPTEMBER 30, 1976. (DOES NOT REQUIRE EXPENDITURE OF ADDITIONAL FUNDS) (7-R-o, OCTOBER 15, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO MODIFICATION OF CONTRACT ENTERED INTO BETWEEN CITY OF NEWARK AND MT. CARMEL GUILD, BY CHANGING TERMINATION DATE OF CONTRACT TO SEPTEMBER 30, 1976. (DOES NOT REQUIRE EXPENDITURE OF FUNDS ADDITIONAL FUNDS) (7-R-bu, JUNE 16, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AMENDING RESOLUTION 7-R-p, JANUARY 7, 1976, CONTRACT WITH AIRCO,

INCORPORATED, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$137,170. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution subject to the above cited conditions was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AMENDING RESOLUTION 7-R-bv, JUNE 18, 1975, CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$150,000. AND SOURCE OF FUNDS FOR THIS CONTRACT IS CETA, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the above cited conditions was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING MAYOR TO FILE APPLICATION WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN; FURTHER AUTHORIZING DIRECTOR OF EMPLOYMENT AND TRAINING TO EXECUTE PROGRAM PLANNING SUMMARIES WHICH ARE PART OF SAID GRANT AGREEMENT. (UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION WILL GRANT CITY OF NEWARK \$4,604,782. TO SAID PROGRAM THROUGH JANUARY 30, 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM, CETA II, \$6,604,782.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-bg.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH COMMUNITY

SERVICES ADMINISTRATION TO CONDUCT A SUMMER YOUTH RECREATION PROGRAM FOR \$98,600.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, C.S.A. - SUMMER YOUTH TRANSPORTATION PROGRAM (FISCAL YEAR 1976), \$27,259.; ITEM AVAILABLE FROM COMMUNITY SERVICES ADMINISTRATION, SUMMER YOUTH RECREATION PROGRAM GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, C.S.A. - RECREATION SUPPORT PROGRAM (FISCAL YEAR 1976), \$71,341.; ITEM AVAILABLE FROM COMMUNITY SERVICES ADMINISTRATION, SUMMER YOUTH RECREATION PROGRAM GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO CONTRACT WITH RUTGERS UNIVERSITY WHO WILL PROVIDE CAREER GUIDANCE FOR SPEDY PARTICIPANTS FOR SUM NOT TO EXCEED \$19,285.50; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the condition that only Newark residents participate in this program was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Carrino, seconded by
Councilman Bottone and adopted by the following votes:

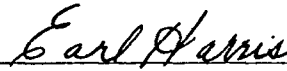
Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker,
Villani, President Harris.

This meeting adjourned at 1:45 P. M.

APPROVED:



Archie Korngut
Acting City Clerk



Earl Harris
President



Newark, New Jersey, June 24, 1976

1435

A Special Meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:35 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with the New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 24, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk announced he was in receipt of communication from Council President Earl Harris, dated June 22, 1976 requesting consideration of two items with respect to receiving funds from the State of New Jersey, Department of Community Affairs at a special meeting for 11:00 A. M., June 24, 1976 or as soon thereafter as the Council can convene and a letter from Mayor Kenneth A. Gibson, dated June 23, 1976 requesting a special meeting for June 24, 1976 for considering approval and funding of new program year for Multi-Phasic Drug Treatment Program and funding of Childhood Lead Poisoning Prevention and Control Program.

7. RESOLUTIONS.

7-R-a. RESOLUTION RESCINDING RESOLUTION 7-R-c, JUNE 22, 1976, "RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN THE AMOUNT OF \$77,634. FOR FUNDING TALENT SEARCH (\$52,634.), AND (MATCHING FUNDS) FOR EXPANSION OF WBGO-FM RADIO (\$25,000. LOCAL SHARE FOR PROPOSED HEW GRANT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

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7-R-b.

1436 RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN AMOUNT OF \$140,510., FOR FUNDING TALENT SEARCH (\$52,634.) NEWARK MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROGRAM FAMILY AND NEIGHBORHOOD SERVICES PROJECT (\$62,876.) AND MATCHING FUNDS) FOR EXPANSION OF WBGO-FM RADIO (\$25,000. LOCAL SHARE FOR PROPOSED HEW GRANT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilmen Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT AWARD FROM THE DIVISION OF DRUG ABUSE CONTROL OF THE NEW JERSEY STATE DEPARTMENT OF HEALTH IN THE SUM OF \$880,600. FOR PERIOD JUNE 25, 1976 TO JUNE 24, 1977. (NEW JERSEY STATE DEPARTMENT OF HEALTH-\$880,600., CITY OF NEWARK MATCH-IN-KIND-\$120,000., HCDA II-\$429,501., TALLING \$1,430,101.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that certification of availability of funds be received and upon receipt of necessary corrections was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACTS FOR PROVISION OF REQUIRED SERVICES PURSUANT TO NEWARK'S MULTIPHASIC DRUG TREATMENT PROGRAM WITH HOUSE OF INSIGHT-\$42,818.75, MT. CARMEL GUILD-\$9,668.75, SOUL-O-HOUSE-\$29,006.25, NEW WELL-\$15,193.75, INTEGRITY-RESIDENTIAL-\$32,500., INTEGRITY-OUTPATIENT-\$11,050., C.U.R.A.-RESIDENTIAL-\$20,312.50 AND C.U.R.A.-OUTPATIENT-\$13,812.50 FOR PERIOD JUNE 25, 1976 TO SEPTEMBER 24, 1976 TALLING \$174,362.50. (NEW JERSEY STATE DEPARTMENT OF HEALTH-62% AND CITY OF NEWARK (IN-KIND AND HCDA II-38%) (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution subject to the following conditions: 1) Copy of audit of Drug Addiction Services now being made, and audit of all programs be submitted as soon as received; 2) That the site location for Integrity-Outpatient be changed to comply with law subject to agreement with Councilman Martinez; 3) Site location of all of these programs must be in conformance with the Zoning Ordinance prior to granting of funds for same and 4) That the proper certification of availability of funds be received was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT AWARD FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE IN THE SUM OF \$136,792. FOR PERIOD JULY 1, 1976 TO DECEMBER 31, 1976 FOR CONTINUATION OF THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM. (UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE-NEW PROGRAM FUNDS-\$136,782., REPROGRAMMED ACCRUALS-\$40,938. TOTAL-ING \$177,720.; CITY OF NEWARK-IN-KIND MATCH-\$119,424., TOTALLING \$297,144.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, \$136,782.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, UNCLASSIFIED OPERATIONS, SPECIAL ITEM OF APPROPRIATION, MULTI-PHASIC DRUG TREATMENT PROGRAM, \$880,600.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

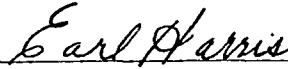
Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:50 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, July 6, 1976

1

The City Clerk read letter, dated July 2, 1976, from Acting Mayor William H. Walls, requesting a special meeting of the Municipal Council on July 6, 1976, for the following purposes: 1) Adoption of resolution granting fireworks permit to the Newark Bicentennial Conference, and 2) Ratifying action of granting authority for the use of the bed of Adams Street on July 2 - 5, 1976 inclusive.

The City Clerk further indicated legislation in connection with these matters was not received in the Office of the City Clerk.

There was no quorum of the Council present for the call of the meeting.

The City Clerk adjourned this meeting because of lack of quorum.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Thomas G. Smith, Our Lady of Good Counsel Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant John Mosca, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council

In addition, the agenda of this meeting was similarly disseminated on July 7, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Motion 7-M-a at this time was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-M-a.

A MOTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, CONGRATULATING CARL CAMPANELLI OF NEWARK, NEW JERSEY, WHO IN HIS FIRST MAJOR TOURNAMENT ON JUNE 20, 1976, WON THE 19TH ESSEX COUNTY MEN'S GOLF CHAMPIONSHIP AT BRANCH BROOK PARK, BELLEVILLE, NEW JERSEY, AND EXTENDING TO HIM SINCERE WISHES FOR A LONG AND HAPPY FUTURE, was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

Councilwoman Villani presented Carl Campanelli with a plaque on behalf of the Members of the Municipal Council.

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REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

3

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF THE OFFICE OF THE CITY CLERK, FOR THE MONTH OF MAY, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-b. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF APRIL, 1976, SUBMITTED BY DENNIS G. CHEROT, EXECUTIVE DIRECTOR.

(Copy submitted to each Member of the Council)

A motion to receive the Report and staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-c. The City Clerk presented REPORT ON EXAMINATION OF BROADWAY HEALTH GROUP, AUDIT PERIOD JULY 1, 1974 THROUGH JUNE 30, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive the Report on Examination and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-d. The City Clerk presented REPORT ON EXAMINATION OF PUERTO RICAN VETERANS ASSOCIATION, AUDIT PERIOD SEPTEMBER 1, 1974 THROUGH AUGUST 31, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive the Report on Examination and staff study be made for report to the Council was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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4-e.

The City Clerk presented REPORT ON EXAMINATION OF ROBERT TREAT COUNCIL, AUDIT PERIOD JULY 1, 1974 THORUGH JUNE 30, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive the Report on Examination and staff study be made for report to the Council was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-f.

The City Clerk presented REPORT OF EXAMINATION, PART I, REX-HIDE BRAKELINING - SUB-CONTRACTOR, AUDIT PERIOD DECEMBER 13, 1974 THROUGH JUNE 26, 1975, SUBMITTED BY LUCAS TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive the Report on Examination and staff study be made for report to the Council was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-g.

The City Clerk presented REPORT ON EXAMINATION OF B.N.B. PLUMBING AND HEATING CORPORATION, AUDIT PERIOD DECEMBER 13, 1974 THROUGH MARCH 5, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to receive the Report on Examination and staff study be made for report to the Council was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-h.

The City Clerk presented REPORT ON EXAMINATION OF N. J. STATE TRAINING & EMPLOYMENT SERVICE, AUDIT PERIOD AUGUST 5, 1974 THROUGH JUNE 30, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion to received the Report on Examination and staff study be made for report to the Council was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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4-1.

The City Clerk presented REPORT ON TRENTON WATER CRISIS, PREPARED BY DEPARTMENT OF ENVIRONMENTAL PROTECTION, COMMISSIONER DAVID BARDIN.

CR

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented INTERIM EVALUATION REPORT, MAN-TO-MAN, WOMAN-TO-WOMAN (MW2) PROJECT, OCTOBER, 1975, PREPARED BY HIGH IMPACT EVALUATION STAFF UNDER GRANT 73-NI-02-0002.

(Copy submitted to each Member of the Council)

A motion that the Interim Evaluation Report be received and staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-k.

The City Clerk presented INTERIM EVALUATION REPORT, NewArk RESIDENTIAL SCHOOL (NewArk PREP), OCTOBER, 1975, PREPARED BY NEWARK HIGH IMPACT EVALUATION STAFF UNDER GRANT 73-NI-02-0002.

(Copy submitted to each Member of the Council)

A motion that the Interim Evaluation Report be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-l.

The City Clerk presented INTERIM EVALUATION REPORT, INDEPENDENCE HIGH SCHOOL, NOVEMBER, 1975, PREPARED BY NEWARK HIGH IMPACT EVALUATION STAFF UNDER GRANT 73-NI-02-0002.

(Copy submitted to each Member of the Council)

A motion that the Interim Evaluation Report be received and staff study be made for report to the Council was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-m.

The City Clerk presented EVALUATION REPORT #14, SUPPORTIVE WORK ("PROJECT RESOURCE"), DATED MAY 24, 1976, SUBMITTED BY ALAN ZALKIND, EXECUTIVE DIRECTOR, HIGH IMPACT ANTI-CRIME PROGRAM.

July 14, 1976

(Copy of submitted to each Member of the Council)

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A motion that the Evaluation Report be received and staff study be made for report to the Council was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented QUARTERLY PROGRESS REPORT, NEWARK HEALTH PLANNING AGENCY, JANUARY 1, 1976 TO MARCH 31, 1976, SUBMITTED BY CARL W. WILSON, DIRECTOR, NEWARK HEALTH PLANNING AGENCY.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD MAY 20, 1976.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-p.

The City Clerk presented REPORT ON SANITATION ENFORCEMENT PROJECT, MODEL CITIES PROGRAM, FOR PERIOD FROM JANUARY 28, 1974 TO FEBRUARY 28, 1975, SUBMITTED BY ROSS, STEWART & BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-q.

The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT C/D/V AND C/D/N, FROM MAY 24, 1976 TO MAY 28, 1976, R-32 FROM JUNE 1, 1976 TO JUNE 4, 1976 AND C/D/N, R-6, R-23, FROM JUNE 7, 1976 TO JUNE 11, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-121, FROM MAY 21, 1976 TO MAY 28, 1976, R-121 FROM JUNE 1, 1976 TO JUNE 4, 1976 AND R-58, R-121 AND R-123 FROM JUNE 7, 1976 TO JUNE 11, 1976.

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A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-r. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO MAY, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-s. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF MAY, 1976.

A motion to approve the Reports of Contracts Awarded was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-t. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD MAY 19, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-u. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD MAY 19, 1976.

A motion that the Copy of Minutes be received was made by James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-v. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD MAY 19, 1976.

A motion that the Copy of Minutes be received was made by Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-w.

The City Clerk presented REPORT OF DIRECTOR, THE NEWARK MUSEUM, FOR THE YEAR 1975.

A motion that the Report be received and placed on file was made by Councilman Villani, President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-x.

The City Clerk presented RESPONSE TO THE DEPARTMENT OF LABOR ON THE SPEDY '74 AUDIT, SUBMITTED BY HARRY L. WHEELER, DIRECTOR OF EMPLOYMENT AND TRAINING.

(Copy submitted to each Member of the Council)

A motion that the Response be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-y.

The City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR THE MONTH OF MAY, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-z.

The City Clerk presented REPORT OF NEWARK HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT C/D/S, FROM JUNE 14, 1976 TO JUNE 18, 1976 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS C/D/S, C/D/V, C/D/H, R-6, R-32 AND R-123 (TAKEN IN CONDEMNATION) FOR PERIOD JUNE 21, 1976 TO JUNE 25, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-58, R-121 AND R-123, FROM JUNE 14, 1976 TO JUNE 18, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-58, R-121 AND R-123, FROM JUNE 21, 1976 TO JUNE 25, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records

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3 made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The City Clerk read APPLICATION OF LEONARD MANN (ANGELO FOODS, INC., OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF AUTOMOBILE REPAIR SHOP INCLUDING BODY, FENDER WORK AND SPOT PAINTING; ON PREMISES 246-252 BRUCE STREET; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF FIVE YEARS ENDING SEPTEMBER 2, 1980.

(Vote of Board of Adjustment 5-0)

(Previous applications approved August 19, 1964, November 4, 1964 and September 2, 1970)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-A-2. The City Clerk read APPLICATION OF SAMUEL B. SALTER (S. & E. SALTER, OWNERS); TO PERMIT IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING BODY AND FENDER REPAIRS AND SPOT PAINTING; ON PREMISES 142-146 HAWTHORNE AVENUE; ON CONDITION THAT 1) THE OBSTRUCTION IN FRONT OF THE PROPERTY BE REMOVED AND THE GROUND LEVELED; 2) THERE IS NO PARKING OF CARS ON THE SIDEWALK OR THE STREET; 3) ALL SPOT PAINTING IS TO BE COMPLETED IN THE ROOM AT THE EAST END OF THE PROPERTY; 4) PAINTING IS LIMITED TO SPOT PAINTING ONLY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-A-3. The City Clerk read APPLICATION OF ORLANDO HENRIQUES, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING AND WITH 2-STORY SIDE AND REAR ADDITIONS THERETO AND WITH INSUFFICIENT SIDE YARD; ON PREMISES 9-11 READ STREET.

July 14, 1976

(Vote of Board of Adjustment 4-1)

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The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MRS. MARIE POBUTKIEWICZ, 13 READ STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing the granting of this application because the applicant is not giving her enough room so she can repair her home on the side and also the cleaning of her windows. She indicated that she has tenants living on the third floor and informed her if this application is granted that they would move out.

Councilman Giuliano questioned Mrs. Pobutkiewicz whether the applicant has refused to give her enough room to wash her windows and repair her home.

Mrs. Pobutkiewicz replied that she has 5½ inches.

Councilman Martinez requested Assistant Secretary of the Board of Adjustment Goldberg to approach the dias and questioned whether she has the plans for this particular application.

Assistant Secretary Goldberg indicated that she has the plans.

Councilman Martinez said that at this particular location there was an existing building at the time and it was there for many years. Mr. Henriques applied to the Board of Adjustment for a variance to put on a rear addition to his building. In accordance with law in this particular zone if he erects a mason building he can go within 6 inches of the existing property.

Assistant Secretary Goldberg replied that the Board of Adjustment approved the addition lacking sufficient side yard on his own property. He does not have to give light and air to the adjacent building.

Councilman Martinez questioned whether anything illegal has been done as far as the Board of Adjustment is concerned by giving permission to build this structure at this particular location.

Assistant Secretary Goldberg replied the Board of Adjustment has that authority.

Councilman Martinez requested Mr. Henriques to sit down with Mrs. Pobutkiewicz to give her whatever room is required so she can repair her house because they will be neighbors for a long time and he hoped that they both remain in the East Ward.

Mrs. Pobutkiewicz indicated that as long as the applicant gives her enough room she has no objection to this application being granted.

Councilman Martinez indicated that he would move for approval of this application provided that Mr. Henriques lives up to his agreement in working out the concession and he would like that stipulated in the record.

City Clerk D'Ascensio stated that if the plans are altered it would have to

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be remanded back to the Board of Adjustment to approve the site plan with the building so many feet off the property line to permit Mrs. Pobutkiewicz to do what she is asking for orally. In that way it would make it binding.

Councilman Martinez questioned Assistant Secretary Goldberg what her recommendation was with respect to this application.

Assistant Secretary Goldberg replied that if the plans are amended it would have to be remanded to the Board of Adjustment and then the applicant would be tied down to that condition.

Councilman Martinez further questioned Assistant Secretary Goldberg whether it could be done by an oral agreement and Assistant Secretary Goldberg replied she does not think so.

MR. ORLANDO HENRIQUES, 9-11 READ STREET AND MR. WILLIAM MARTUCCI, ARCHITECT, for the applicant appeared before the Municipal Council. Mr. Martucci stated that he was at the meeting of the Board of Adjustment when this application was presented before them. The status is that the buildings are old and he has made a personal inspection of the property and said Mrs. Pobutkiewicz has about three or four windows and possibly one room that she may have an objection to having air and light which is approximately 10 feet from the corner. This building was built prior to any building ordinance and as far as the amended plans are concerned he can draw up anything the Board of Adjustment or the Council suggests.

Mr. Henriques indicated that he would change his plans to satisfy Mrs. Pobutkiewicz.

No one else appearing, a motion to close the hearing and concur in the recommendation of the Board of Adjustment on the condition that the parties reconcile their differences was made by Councilman Martinez, seconded by Councilman Allen.

Councilman Giuliano stated that he wants the applicant and the objector to report back to the Council to see how these differences were resolved to ascertain whether the conditions were met.

The motion to close the hearing and concur in the recommendations of the Board of Adjustment on condition that the parties reconcile their differences was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-A-4.

The City Clerk read APPLICATION OF CAMEO DENTAL LABORATORY (I. & R. ARMENTO AND P. & J. BRASCO, OWNERS); TO PERMIT IN A 4TH RESIDENCE DISTRICT ESTABLISHMENT OF A DENTAL LABORATORY; ON PREMISES 355 ROSEVILLE AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-5.

The City Clerk read APPLICATION OF MANUEL GOMEZ, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING, AND 2-STORY REAR ADDITION THERETO ON A LOT WITH 2 MAIN BUILDINGS; ON PREMISES 242-244 SECOND AVENUE.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. MANUEL GOMEZ, OWNER, 242-244 SECOND AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council urging them to approve this application.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-A-6.

The City Clerk read APPLICATION OF WILLIAM C. YELVERTON (AM. WINDOW CLEANING CO., INC., OWNER); TO PERMIT IN A 4TH BUSINESS DISTRICT ESTABLISHMENT OF A DANCE HALL; ON PREMISES 899-901 BROAD STREET; ON CONDITION THAT 1) SUCH USE MEETS ALL FIRE DEPARTMENT REGULATIONS).

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani,

13 President Harris.

No: Councilmen Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a. The City Clerk read AN ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Water Accounting and Customer Service Director Paradise, Water Accounting and Customer Service Assistant Directors Matarazzo and Graziano met with the Council May 4, 1976)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone.

No: Councilmen Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND SECTION 4 OF ORDINANCE 6-S & F-f DATED MAY 19, 1971 ENTITLED 'AN ORDINANCE TO AMEND ORDINANCE 6-S & F-e DATED FEBRUARY 17, 1971 ENTITLED 'AN ORDINANCE REPEALING SECTIONS 10 THROUGH 13 OF TITLE 25, CHAPTER 3, (WATER) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)' AND CREATING A SEWER RENT FOR ALL WATER USERS WITHIN THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISION OF N.J.S. 40:63-7."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Water Accounting and Customer Service Director Paradise, Water Accounting and Customer Service Assistant Directors Matarazzo and Graziano met with the Council May 4, 1976)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino.

Councilman Bottone questioned the City Clerk whether he has received the appropriation resolution for additional sewer crews for the City of Newark.

City Clerk D'Ascensio replied in the negative.

Councilman Bottone stated the reason this ordinance is being deferred again is the lack of another crew and until such time we receive additional sewer crews this ordinance will continue to be deferred.

The motion to defer action on this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrion, Giuliano, James, Martinez, Villani, President Harris.

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6-F-c.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS)

(Alexander Street, 775 feet south of the southerly curblin of
South Orange Avenue

Colonnade Place, 450 feet south of the southerly curblin of 7th Avenue

Ruggiero Plaza, 390 feet south of the southerly curblin of 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded
by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 72 AVENUE L, NEWARK, NEW JERSEY, BLOCK 2086, LOT 40, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1)." (ORDINANCE 6-S & F-d, ADOPTED APRIL 7, 1976) BY CHANGING PURCHASE PRICE FROM \$8,400. TO \$4,800.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen,
seconded by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This
ordinance is declared adopted on first reading and the City Clerk is hereby authorized
and directed to advertise said ordinance and give public notice of its introduction and
passage on first reading as provided by law. This ordinance will come up for a public
hearing and be considered for further action on August 4, 1976.

6-F-e.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 148 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 46, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$3,000.)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 144 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 48, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$3,100.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

• Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

6-F-g.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 105 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3027, LOT 11, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1). (\$1,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 138 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 51, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$3,200.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND PARAGRAPH B OF SECTION 2:5-11, POWERS AND DUTIES OF CITY PURCHASING AGENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (TO PROVIDE EMERGENCY PURCHASE PROCEDURES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, President Harris.

No: Councilmen Carrino, Giuliano, Villani.

President Harris: The yeses are five and the noes are three. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

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6-F-j.

The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT

OF HEALTH AND WELFARE TO EXERCISE THE OPTION TO RENEW THE CONTRACT TO LEASE FOR AN
ADDITIONAL YEAR, GRANTED THE CITY OF NEWARK UNDER PARAGRAPH #2 OF THE LEASE AGREEMENT
WITH THE SALVATION ARMY, IRONBOUND BOYS' CLUB, COVERING THE PREMISES LOCATED AT 138
CLIFFORD STREET, IN THE CITY OF NEWARK, NEW JERSEY. (OPTION TO RENEW CONTRACT TO LEASE
SAID PROPERTY FOR TERM OF ONE ONE YEAR, COMMENCING JUNE 10,1976, AND ENDING JUNE 9, 1977
AT A RENTAL OF \$1.00 FOR SAID TERM)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

A motion to consider Item 8-o under Ordinances for First Reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED,

"AN ORDINANCE CREATING CERTAIN POSITIONS, NUMBER OF SAID POSITIONS AND THERE IS ALSO
HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT
OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS
THERETO. (TO DELETE THE TITLE OF POLICE PROPERTY CUSTODIAN AND CREATE THE TITLE OF
SUPERVISING POLICE PROPERTY CLERK AS PER CIVIL SERVICE CLASSIFICATION AND CERTIFICATION)."

(Supervising Police Property Clerk \$10,547. - \$12,816.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

A motion to consider on Ordinances for First Reading "AN ORDINANCE AUTHORIZING THE DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH ELIZABETH-WEEQUAHIC PRESBYTERIAN CHURCH TO LEASE THE PROPERTY LOCATED AT 761 ELIZABETH AVENUE, IN THE CITY OF NEWARK, NEW JERSEY. (CONTRACT TO LEASE SAID PROPERTY FOR A TERM OF ONE YEAR, COMMENCING SEPTEMBER 1, 1976 AND ENDING AUGUST 31, 1977, AT A RENTAL OF \$5,000. FOR ENTIRE PERIOD," was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH ELIZABETH-WEEQUAHIC PRESBYTERIAN CHURCH TO LEASE THE PROPERTY LOCATED AT 761 ELIZABETH AVENUE, IN THE CITY OF NEWARK, NEW JERSEY. (CONTRACT TO LEASE SAID PROPERTY FOR A TERM OF ONE YEAR, COMMENCING SEPTEMBER 1, 1976 AND ENDING AUGUST 31, 1977, AT A RENTAL OF \$5,000. FOR ENTIRE PERIOD.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

A motion to consider on Ordinances for First Reading "AN ORDINANCE AMENDING 'AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND RESERVOIR SITE TOWNHOUSE DEVELOPMENT CORPORATION FOR LAND

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CONSISTING OF APPROXIMATELY 2.7 ACRES BOUNDED BY SOUTH ORANGE AVENUE, 14TH AVENUE, SOUTH 9TH AND 7TH STREETS, FOR THE SUM OF \$10.00 PER YEAR FOR A TERM NOT TO EXCEED 50 YEARS' (ORDINANCE 6-S & F-e ADOPTED JUNE 18, 1975) BY SUBSTITUTING A LEASE WHICH SHALL SUPERSEDE IN ALL RESPECTS THE PREVIOUS LEASE BETWEEN THE PARTIES HERETO, DATED JULY 14, 1975," was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING "AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND RESERVOIR SITE TOWNHOUSE DEVELOPMENT CORPORATION FOR LAND CONSISTING OF APPROXIMATELY 2.7 ACRES BOUNDED BY SOUTH ORANGE AVENUE, 14TH AVENUE, SOUTH 9TH AND 7TH STREETS, FOR THE SUM OF \$10.00 PER YEAR FOR A TERM NOT TO EXCEED 50 YEARS" (ORDINANCE 6-S & F-e ADOPTED JUNE 18, 1975) BY SUBSTITUTING A LEASE WHICH SHALL SUPERSEDE IN ALL RESPECTS THE PREVIOUS LEASE BETWEEN PARTIES HERETO, DATED JULY 14, 1975.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 4, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-1, PROHIBITING TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS

July 14, 1976

AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-1, Prohibiting Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

South on Broad Street at Raymond Boulevard

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-3, Prohibiting Right Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

South on Broad Street to West on Raymond Boulevard

North on Broad Street to East on Raymond Boulevard

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

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Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HALSEY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Halsey Street, west side, from Washington Place to Hill Street
and adding thereto:

Halsey Street, west side, from Washington Place to Branford Place

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman

July 14, 1976

Carrino and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martínez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-bg) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire, and establishing salaries therefor", (6S&Fbg) adopted November 22, 1966 and amendments thereto, be amended to adjust the salary for Director, Department of Fire, as follows, to wit:

POSITION

Director, Department of Fire 02-008

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to Fire Chief, plus 6% of the total annual compensation paid to the Fire Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity. At the present time the annual salary of the Director calculated as aforesaid amounts to \$33,885.00.

Section 2. Notwithstanding any other provision of this ordinance the maximum annual salary of the Director shall not exceed \$36,500.00.

Section 3. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be retroactive to February 14, 1975.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Giuliano.

Councilman Carrino remarked that we are voting on something that is going to exceed the salary of the Mayor of the City of Newark. We are voting for salary raises at a time when all of the Newark employees have been denied raises and he thinks the salary of \$30,000. for all the Directors is in line. We are opening up a "Pandora's Box" for other people by adopting this ordinance.

Councilman James indicated that he is of the opinion that the Director is presently drawing this salary.

City Clerk D'Ascensio replied that the way the ordinance is written it predicates the salary of the Director at 6% over the total compensation being paid to Fire Chief, such total compensation includes the Fire Chief's longevity plus paid holidays.

Councilman James said his question is that they are presently drawing the salary to which we are passing on now and it does not warrant a raise. They are drawing it now but this ordinance makes it legal.

Chief Analyst Polster answered that it is retroactive to February 14, 1975.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are seven the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-w) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, POLICE DEPARTMENT)

July 14, 1976

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor", (6S&Fw) adopted November 1966, be amended to adjust the salary for Director, Police Department, as follows, to wit:

POSITION

Director, Police Department 02-010

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to Police Chief, plus 6% of the total compensation paid to the Police Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity. At the present time the annual salary of the Director calculated as aforesaid amounts to \$34,618.34

Section 2. Notwithstanding any other provision of this ordinance the maximum annual salary of the Director shall not exceed \$36,500.00

Section 3. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be retroactive to February 14, 1975.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Villani, President Harris.

No: Councilmen Carrino, Giuliano.

President Harris: The yeses are six and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DELETING ROW HOUSE AND AMENDING CERTAIN PROVISIONS RELATING THERETO.

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WHEREAS, it is in the public interest to promote the construction of housing, in the City of Newark, of a type conducive to private ownership by the residents thereof; and

WHEREAS, Title 27, Zoning of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, contains certain provisions pertaining to row houses which require amendment, pursuant to said public interest;

BE IT ORDAINED, BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK:

1. Sub-paragraph (43A), Paragraph (c) Definitions, Section 1, Short Title, Construction of Title, Definitions, Chapter 1, Citation and Construction of Title, of Title 27, Zoning, (27:1-1 (c) (43A)) is amended to read as follows:

(43A) Town Houses - Attached one-family and two-family residential structures, in groups of not less than 3 and not more than 12, erected in a row as a single building, on adjoining lots, each being separated from the adjoining unit or dwelling by a masonry party wall extending from the basement or cellar through the roof, with separate entrances for each unit or dwelling, which entrances shall face the same street.

2. Paragraph (g), Row Houses, Section 7, Use Regulations, Article 2, Second Residence District Regulations, Chapter 3, District Regulations, of Title 27, Zoning, (27:3-7 (g)) is amended to read as follows:

(g) Town Houses.

3. Section 8, Height Regulations, Article 2, Second Residence District Regulations, Chapter 3, District Regulations of Title 27, Zoning, (27:3-8) is amended to read as follows:

27:3-8. Height Regulations.

The height regulations are the same as those in the First Residence Districts.

4. Paragraph (a), Front Yard; Section 9, Area Regulations; Article 2, Second Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning, (27:3-9 (a)) is amended to read as follows:

(a) Front Yard

The Front Yard regulations are the same as those in the First Residence Districts.

5. Paragraph (b), Side Yard; Section 9, Area Regulations; Article 2, Second Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning, (27:3-9 (b)) is amended to read as follows:

(b) Side Yard.

The Side Yard regulations are the same as those in the First Residence Districts except that for Townhouses, one side yard with a minimum average width of 12 feet shall be required at the side of one of the end units of of each permissible group.

6. Paragraph (d), Lot Area Per Family; Section 9, Area Regulations; Article 2, Second Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning (27:3-9 (d)) is amended to read as

follows:

(d) Lot Area Per Family.

One family shall be permitted for each 1,500 square feet of lot area.

7. Paragraph (e), Courts, Section 9, Area Regulations; Article 2, Second Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning, (27-3-9 (e)) is amended to read as follows:

(e) Courts.

The Court regulations are the same as those in the First Residence Districts.

8. Paragraph (f), Coverage, Building Width and Floor Area Section 9, Area Regulations; Article 2, Second Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning, (27:3-9 (f)) is amended to read as follows:

(f) Coverage, Building Width and Floor Area.

No Townhouse shall occupy more than 50 percent of the lot area. In addition, the minimum floor area for each Townhouse family unit shall be 750 square feet exclusive of basements, garages and open porches.

9. Section 10, Off-Street Parking Regulations; Article 2, Second Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning, (27:3-10) is amended to read as follows:

27:3-10 Off Street-Parking Regulations

Provision for off-street parking space shall be provided as required by Chapter 5 of this Title (Section 27:5-1 et. seq.).

10. Section 13, Height Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-13) is amended to read as follows:

27:3-13. Height Regulations.

Except as hereinafter provided in Article 1 of Chapter 4 of this Title (Sections 27:4-1 et. seq.) no building shall exceed 5 stories or 55 feet in height, except that for Townhouses, the height regulations are the same as the Townhouses height regulations in the Second Residence Districts.

11. Paragraph (a), Front Yard; Section 14, Area Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-14 (a)) is amended to read as follows:

(a) Front Yard.

(1) There shall be a front yard having a depth of 20 percent of the width of the street on which it fronts, provided, however, that no front yard shall be less than 10 feet.

(2) Interior lots having a frontage on 2 streets shall have a front yard on each street as provided by sub-paragraph "(1)" of this paragraph.

(3) Where front yards have been established or may be required on each of 2 intersecting streets, there shall be a front yard on each street side of a corner lot, provided, however, that the width of such lot for building purposes shall not be reduced to less than 26 feet and no accessory building shall project into the front yard on either street, except that for Townhouses these regulations do not apply.

12. Paragraph (b), Rear Yard; Section 14, Area Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations, of Title 27, Zoning; (27:3-14 (b)) is amended to read as follows:

(b) Rear Yard.

Except as hereinafter provided in Article 1 of Chapter 4 of this Title (Section 27:4-1 et seq.) there shall be a rear yard having a depth of not less than 15 percent of the average depth of the lot, and not less than 10 percent for a corner lot.

13. Paragraph (c), Lot Area Per Family; Section 14, Area Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-14 (c)) is amended to read as follows:

(c) Lot Area Per Family.

One family shall be permitted on each floor for each 1,200 square feet of lot area, except that this regulation

shall not apply to large scale developments on a lot, or a series of adjacent lots measuring, in the aggregate 2 acres or more, nor shall it apply to Townhouses.

14. Paragraph (d), Courts; Section 14, Area Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-14 (d)) is amended to read as follows:

(d) Courts.

The Court regulations are the same as those in the First Residence Districts except that for Townhouses this regulation does not apply.

15. Paragraph (e), Side Yards; Section 14, Area Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-14 (e)) is amended to read as follows:

(e) Side Yards.

On each side of a building there shall be a side yard which shall be $1\frac{1}{2}$ inches for each foot of the height of the main building, provided, however, that no side yard shall be less than $3\frac{1}{2}$ feet in width, except that for Townhouses, the side yard regulations are the same as the Townhouse side yard regulations in the Second Residence Districts.

16. Paragraph (f), Coverage, Building Width and Floor Area; Section 14, Area Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-14 (f)) is amended to read as follows:

(f) Coverage, Building Width and Floor Area.

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No Townhouse shall occupy more than 50 percent of the lot area. In addition, the minimum floor area for each Townhouse family unit shall be 750 square feet exclusive of basements, garages and open porches, except that in the case of large scale developments on a lot, or a series of lots measuring, in the aggregate, 2 acres or more, the maximum floor area ratio shall be 3, and no more than 2/3 of the lot area shall be occupied by buildings.

17. Section 15, Off-Street Parking Regulations; Article 3, Third Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-5)) is amended to read as follows:

27:3-15 Off-Street Parking Regulations.

Provisions for off-street parking space shall be provided as required by Chapter 5 of this Title (Section 27:5-1 et. seq.).

18. Section 18, Height Regulations; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-18) is amended to read as follows:

27:3-18. Height Regulations.

Except as hereinafter provided in Article 1 of Chapter 4 of this Title (Sections 27:4-1 et. seq.), no building shall exceed 140 feet in height, except that for Townhouses, the height regulations are the same as the Townhouse height regulations in the Third Residence Districts, and except that in the case of large scale developments on a lot, or series of adjacent lots measuring, in the aggregate 2 acres or more there shall be no height limitation.

19. Paragraph (b), Rear Yard; Section 19, Area Regulations; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-19 (b)) is amended to read as follows:

(b) Rear Yard.

Except as provided in Article 1 of Chapter 4 of this Title (Sections 27:4-1 et. seq.), there shall be a rear yard having a depth of not less than 20 feet for interior lots and not less than 10 feet for corner lots, except that for Townhouses the rear yard regulations are the same as the Townhouse rear yard regulations in the Third Residence Districts.

20. Paragraph (c), Lot Area Per Family; Section 19, Area Regulations; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-19 (c)) is amended to read as follows:

(c) Lot Area Per Family.

One family shall be permitted on each floor for each 900 square feet of lot area, except that for Townhouses, this regulation does not apply.

21. Paragraph, (d), Courts; Section 19, Area Regulations; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-19 (d)) is amended to read as follows:

(d) Courts.

The Court regulations are the same as those in the First Residence Districts, except that for Townhouses, these regulations do not apply.

22. Paragraph (e), Side Yard; Section 19, Area Regulations; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-19 (e)) is amended to read as follows:

(e) Side Yard.

On each side of a building there shall be a side yard which shall be one inch for each foot of height of the main building, provided, however, that no side yard shall be less than 3½ feet in width, except that for Townhouses, the side yard regulations are the same as the Townhouse side yard regulations in the Third Residence Districts.

23. Paragraph (a), Yards; Section 19.1, Area Regulations For Large Scale Developments; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-19.1 (a)) is amended to read as follows:

(a) Yards.

(1) Every point on a structure shall be a minimum horizontal distance from every lot line which is not a street line equal to ¼ of the height of that point above the mean ground level at the base of said structure if said lot lines abut a fourth Residence District or if said structure is greater than six stories in height. In all other cases, said minimum horizontal distance shall be equal to at least 1/5 of the height of any particular point on a structure, except that in no case shall minimum horizontal distance be less than 10 feet except that for Townhouses the side and rear yard regulations are the same as the respective regulations in the Third Residence District.

(2) Every point on a structure which faces a street shall be a minimum horizontal distance from the center line of said street equal to 1/3 of the height of said point above the mean ground level at the base of said structure, except ^{that} there shall be a minimum setback of 15 feet from all street lines, and except that for Townhouses, the front yard regulations are the same as those in the Third Residence Districts.

24. Section 20, Off-Street Parking Regulations; Article 4, Fourth Residence District Regulations; Chapter 3, District Regulations; of Title 27, Zoning; (27:3-20) is amended to read as follows:

27:3-20. Off-Street Parking Regulations.

Provisions for off-street parking space shall be provided as required by Chapter 5 of this Title (Sections 27:5-1 et seq.), except that for Townhouses, the off-street parking regulations are the same as the special Townhouses off-street parking regulations in the Third Residence Districts.

25. Any existing ordinance, or part thereof, inconsistent with this ordinance, is hereby repealed.

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26. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY,

addressed the Municipal Council opposing this ordinance. He stated that this ordinance would permit attached houses 12 or 13 in a row making it much more congested in this City. This ordinance is designed to attract housing but the only people who are building in Newark are people who get handouts and tax abatements. He felt it didn't make any sense to downgrade in effect the zoning since people were not building and he does not know what the purpose of this amendment was and requested one of the Councilmen to explain how this would benefit the taxpayers.

Councilman Martinez replied that he as a Councilman of the East Ward would take exception that no one is building in the City of Newark. In the Ironbound area you will see all kinds of construction, whether it is rehab or new buildings. These are all privately financed homeowners. There is no federal funds being poured into that area. There is scheduled a \$20 million project for the Ironbound area which will be privately financed where homes will be built as townhouses at a cost of \$55,000. to \$65,000. What he is saying that in the East Ward he can take exception in which Mr. Murnick stated there is no building being done in the City of Newark. There is a building boom going on in the East Ward that is not happening anywhere else in the State of New Jersey.

Mr. Murnick agreed with Councilman Martinez with respect to the East Ward and stated that it could be very easily handled and would be more than in favor of any specific project in any Ward. But what you are doing now is across the board for the entire City. He indicated what we need is a massive revision of the zoning code to lessen the density and not pass a zoning ordinance which will permit congested housing.

MR. JOSEPH BRADLEY, A MEMBER OF THE PLANNING BOARD, addressed the Municipal Council indicating that the zoning change is an amendment to a zoning law which has been in effect for at least six or seven years. The change is only "row house to town house" and a slight change in side yard regulations.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING PERMISSION TO GETTY OIL COMPANY (EASTERN OPERATIONS) INC., A CORPORATION OF THE STATE OF DELAWARE WITH OFFICES AT 660 MADISON AVENUE, NEW YORK, N.Y. 10021, TO CONSTRUCT AND MAINTAIN TWO NEW 12" DIAMETER STEEL PETROLEUM PIPELINES, THREE EXISTING 8" DIAMETER STEEL PETROLEUM PIPELINES, EACH ENCASED BY A 12" DIAMETER CONCRETE SLEEVE, ONE EXISTING 14" DIAMETER STEEL PETROLEUM PIPELINE ENCASED BY AN 18" DIAMETER CONCRETE SLEEVE, AND ONE EXISTING 4" DIAMETER STEEL ELECTRIC CONDUIT, ALL WITHIN A PETROLEUM PIPELINE EASEMENT OF 40' - 0" WIDE CROSSING DOREMUS AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Getty Oil Company (Eastern Operations) Inc., hereinafter called "Getty", as approved by J. Swerida, Chief Inspector, Bureau of Combustibles, Newark Fire Department, to construct and maintain at its own cost and expense, two new 12" diameter steel petroleum pipelines, three existing 8" diameter steel petroleum pipelines each encased by a 12" diameter concrete sleeve, one existing 14" diameter steel petroleum pipeline encased by an 18" diameter concrete sleeve, and one existing 4" diameter steel electric conduit all within a PETROLEUM PIPELINE easement 40' - 0" wide crossing Doremus Avenue as shown on drawing entitled "Pipeline Rights of Way Across Doremus Avenue and Passaic River Extension Railroad", dated August 4, 1975 and most recent revision dated September 14, 1975 as prepared by Simpson, Brown and Kenlan Inc., 117 North Avenue West, Cranford, New Jersey.

the

Section 2. That/easement is more fully described as: Beginning at a point in the easterly side of Doremus Avenue therein distant northerly 936.87 feet from the intersection of the same with the northerly side of Roanoke Avenue.

Thence (1) along said side of Doremus Avenue north 27 degrees 50 minutes 30 second east 40.00 feet:

Thence (2) across said Doremus Avenue north 62 degrees 9 minutes 30 second west 75.00 feet to a point in the westerly side of the same:

Thence (3) along the westerly side of Doremus Avenue South 27 degrees 50 minutes 30 second west 40.00 feet:

Thence (4) across Doremus Avenue South 62 degrees 9 minutes 30 second east 75.00 feet to the easterly side of Doremus Avenue and the point or place of BEGINNING.

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All is as shown on Drawing entitled "Pipeline Rights of Way Across Doremus Avenue and Passaic River Extension Railroad" dated August 4, 1975, and most recent revision September 14, 1975, as prepared by Simpson, Brown and Kenlan Inc., Drawing No. 40-1.

Section 3. That such permission be and the same is hereby given upon the condition and provision the said Getty, its successors and assigns, will, at its sole expense upon sixty (60) days notice in writing from the City of Newark, alter or relocate such PETROLEUM PIPELINE; or any part thereof as may be designated in the Relocation Notice as may be served by the City upon the said Getty.

Section 4. That such permission be and is hereby given upon the condition and provision the said Getty, its successors and assigns, shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any claims whatsoever, arising from or in any way connected with the granting of said privilege or by reasons of the installation, location, maintenance or the existence of such PETROLEUM PIPELINES in the above described forty (40) feet wide easement in Doremus Avenue and shall agree to assume, on behalf of the City, the defense of any action at law or in equity which may be brought against the City upon such claims.

Section 5. That in addition to the aforesaid Indemnity Agreement, Getty, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 4, shall be filed with the City Clerk prior to installation. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the properties, or any part thereof, that are connected by the easement do not remain in the ownership of Getty, the City shall be given notice thereof, and should the City find and determine that the use to which the aforesaid easement may be put may increase the fire hazard at the premises or affect the liability of the City, the City shall have the right to require an increase in the general comprehensive coverage and to alter the terms of insurance as called for under this section.

Section 6. That such permission be and is hereby given upon the express condition the said PETROLEUM PIPELINE shall become subject to any Ordinance or Resolution adopted by the City of Newark that may apply to such PETROLEUM PIPELINES and that Getty, its successors and assigns, shall become liable for the payment of any fee(s) hereafter imposed by the City of Newark by such Ordinance(s) or Resolutions(s).

Section 7. That such permission be and is hereby given upon the further condition that Getty shall commence installation of the said PETROLEUM PIPELINE not later than one month from the date of passage of this Ordinance and shall complete such installation in easement aforementioned within a period of one hundred twenty (120) days from the commencement of such work.

Section 8. That such permission be and is hereby given upon the condition that Getty shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publications of this Ordinance, as well as an appraisal fee of \$75.00.

Section 9. That such permission be and is hereby given upon the condition that Getty shall comply with Sections 4 and 5 and obtain a written permit from the Permit Division of the Bureau of Streets and Sidewalks of the Department of Public Works and pay the cost thereof before disturbing any Street Surface or making any installations, alterations or additions to the said PETROLEUM PIPELINE whatsoever, including the original installation or removal of all or any part of such original installation.

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Section 10. That such permission is granted subject to all State Laws and City Ordinances governing the said installation, maintenance and use of Insulated Steel Petroleum Pipelines.

Section 11. That a copy of the aforesaid drawings, entitled "Pipeline Rights of Way Across Doremus Avenue and Passaic River Extension Railroad" dated August 4, 1975 and most recent revision dated September 14, 1975 as prepared by Simpson, Brown and Kenlan Inc., 117 North Avenue West, Cranford, New Jersey, is affixed and made a part hereof.

Section 12. That Getty shall be responsible for the repair of and/or damage to paving, existing utility lines, etc., arising from the construction or maintenance of their facilities in the easement area.

Section 13. That in the event that the pipeline facilities covered by the aforesaid easement are no longer used, or used for a purpose other than for petroleum transmission or as electrical conduits, by either Getty or by any successor in title, the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City. Upon the cessation of use of the pipelines for petroleum transmission, they shall be flushed out and capped in a manner meeting with the approval of the Director of the Department of Engineering. All costs for such flushing and capping shall be borne by Getty or its successor in title to the properties joined by the foresaid easement.

Section 14. That so long as the pipeline facilities covered by this easement remain in existence, the obligations and performances hereunder shall run with the land and shall be binding upon Getty and upon all subsequent owners of the properties connected by the easement.

Section 15. That for the rights and privileges herein granted, said beneficiary Getty, its successors and assigns, shall pay to the City of Newark an easement fee of \$2,250.00 upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15th of each succeeding year a user charge of \$560.00 effective the January next succeeding the time when this Ordinance shall become effective.

Section 16. This Ordinance shall take effect upon promulgation and passage in accordance with Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH
THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF
1974, SECOND ACTION YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Housing Authority of the City of Newark be and is hereby designated, constituted, authorized and empowered to act as the disposition agency in and for the City of Newark and throughout the limits thereof for the purpose only of carrying out disposition functions and activities pursuant to the requirements of the Agreement described in Section 2 of this Ordinance.

Section 2. That the Mayor and the Executive Director of MPDO are hereby authorized to enter into the Disposition Agreement, Second Action Year, with the Housing Authority of the City of Newark for the provision of various services required under the disposition programs of the Second Action Year, pursuant to the Housing and Community Development Act of 1974 aforesaid. A copy of said Agreement is annexed hereto and made a part hereof.

Section 3. An executed copy of said contract shall be filed with the Office of the City Clerk by the Mayor.

Section 4. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH
THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF
1974, SECOND ACTION YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 14, 1976

Section 1. That the Housing Authority of the City of Newark be and is hereby designated, constituted, authorized and empowered to act as the acquisition agency in and for the City of Newark and throughout the limits thereof for the purpose only of carrying out acquisition functions and activities pursuant to the requirements of the Agreement described in Section 2 of this Ordinance.

Section 2. That the Mayor and the Executive Director of the Mayor's Policy and Development Office is hereby authorized to enter into the Acquisition, Second Action Year, with the Housing Authority of the City of Newark for the provision of various services required under the acquisition programs of the Second Action Year, pursuant to the Housing and Community Development Act of 1974 aforesaid. A copy of said Agreement is annexed hereto and made a part hereof.

Section 3. An executed copy of said contract shall be filed with the Office of the City Clerk by the Mayor.

Section 4. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-e, JANUARY 7, 1976 "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

WHEREAS, Ordinance 6S & Fe of January 7, 1976, authorized execution of a Disposition Agreement with the Housing Authority of the City of Newark as more fully described in the said Agreement and the Schedule of Costs attached thereto; and

WHEREAS, changes are necessitated with respect to such Agreement and Schedule of Costs to reflect new work load area; NOW, THEREFORE,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK NEW JERSEY:

Section 1. That the Disposal Parcels Identification attached to and forming part of Disposition Agreement dated August 5, 1975, between the Housing Authority of the City of Newark and the City of Newark, be and the same, is hereby deleted therefrom.

Section 2. That the Amended Disposal Parcel Identification, dated May 1976, attached hereto and made a part hereof be and the same, shall hereby constitute the Schedule attached to and forming part of the aforesaid Disposition Agreement dated August 5, 1975.

Section 3. That the Mayor is hereby authorized to carry out the terms of the aforesaid Agreement heretofore entered into as to the Amended Disposition Parcel Identification, dated May, 1976.

Section 4. That the Amendment shall be subject to approval of like Amendment by the Board of Commissioners, of the Housing Authority of the City of Newark.

Section 5. An executed copy of said contract shall be filed with the Office of the City Clerk by the Mayor.

Section 6. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second hearing and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, JANUARY 7, 1976 "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

WHEREAS, Ordinance 6S & Ff of January 7, 1976, authorized execution of an Acquisition Agreement with the Housing Authority of the City of Newark as more fully described in the said Agreement and the Schedule of Costs attached thereto; and

WHEREAS, changes are necessitated with respect to such Agreement and Schedule of Costs to reflect new work load area, NOW, THEREFORE,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Acquisition Agreement dated August 5, 1975, be amended to reflect a change in scope of acquisition activities, as established under paragraph 1. of the Agreement, and as identified on the Schedule of Costs attached to said Agreement.

Section 2. That the Mayor is hereby authorized to carry out the terms of the aforesaid Agreement heretofore entered into as to the Amended Acquisition and Related Activities, Schedule of Costs, dated May 1976.

37 Section 3. That said Agreement shall be subject to approval of like Amendment by the Board of Commissioners, of the Housing Authority of the City of Newark.

Section 4. An executed copy of said contract shall be ~~filed~~ with the Office of the City Clerk by the Mayor.

Section 5. This Ordinance shall take effect after final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. DAVID CAMPBELL, 220 PROSPECT STREET, EAST ORANGE, NEW JERSEY, addressed the Municipal Council commending them for voting against the revaluation in the City of Newark.

6-HC-b. MR. GEORGE WILSON, 570 RIDGE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing the granting of tax abatements in the City of Newark. He indicated that Newark can no longer afford to have housing in the City of Newark that only pays taxes in lieu of rather than full taxation. He urged the Council to entertain a declaration of a moratorium on any housing in the City of Newark that requires tax abatement for percentage of gross rents in lieu of taxes.

Mr. Wilson commended the Municipal Council for voting against revaluation in the City of Newark indicating that the North Ward Property Owners Association supports them 100%.

6-HC-c. MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to more police protection for senior citizens residing in the North Ward and securing more playgrounds for the children in the North Ward.

Councilman Carrino brought to the attention of Mr. Dinson that he had a meeting on Tuesday and has requested a report on the incidents of the Prosecutor's Office downgrading crime in the Court. Wherein someone is arrested for mugging and gets sentenced for

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tresspassing and winds up walking the streets. He indicated he is very dissatisfied with the judges in the City of Newark and the decisions they are making as far as sentencing perpetrators. It is not only the City judges but the County as well. As soon as he is in receipt of this report he will forward same to Mr. Dinson.

Councilman Carrino assumed some responsibility in blocking a recreation area at Broadway Junior High School because he does not believe that area would be able to maintain a pool especially next door to an apartment building. He informed them as soon as the pool is taken out of the plans he will okay the recreation area.

Councilman Martinez commended Mr. Dinson. If every citizen in the City of Newark was like Mr. Dinson we would not be living in some of the conditions. He recalls Mr. Dinson's life being threatened because he was trying to protect his area and gives him a lot of respect and courage. As Councilman Carrino indicated, he is doing everything in his power to provide better conditions in the North Ward wherein he rejected a pool there was a proposal for a pool in the East Ward right next door to a senior citizens housing and he also rejected that. He cited the various pools built in the City of Newark and shortly thereafter they were damaged. He pointed out that other youngsters from surrounding communities are using our facilities and felt the Department of Recreation and Parks should give out some type of identification that could identify them as area residents.

Councilman Martinez was in agreement with Councilman Carrino with respect to the judges in our municipal courts. He recently had several police officers approach him and said they are completely demoralized because they are out there doing their jobs and when the perpetrators appear in court nothing happens to them. He recommended Mr. Dinson and other citizens of the City of Newark to contact the judges and let them know they are displeased, because the Council is also displeased with the court system.

6-HC-d.

MRS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to deteriorating conditions in the City of Newark. We are being overrun with criminals and the Police are restrained from enforcing the law. We are paying for services which we are not receiving. She brought attention to the Council various complaints with respect to larceny in the North Ward and how the police have handled it.

Mrs. Poch informed the Council about calling the police on various occasions with respect to bongo drums at Elwood Park and when they responded they indicated they couldn't do anything because it was a political issue.

President Harris requested Mrs. Poch that any information she has with respect to the various complaints to leave them with the City Clerk and requested Mr. Harold Edwards, representing Business Administrator Walls to note the allegations made

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with respect to the Police Department and requested to have a report within three days from Business Administrator Walls and Police Director Williams.

Councilman Carrino indicated he is aware of the bongo problem and has every agency trying to eliminate that problem. All of the agencies have given them permission to play the bongo drums up to 8 o'clock. From the people he had spoken to with respect to this problem it has eased down but it is still going on in the daytime to the point where many people are being disturbed. Most of the people are not even from the neighborhood. The problem the police are afraid of and Administration is encountering an incident. If they are going to worry about incidents then we are going to live in fear.

Councilman Carrino stated that if these conditions continue then the North Ward, as he knows they are existing in other wards, then they are going to go on a tax strike like they have done in public housing and in the area that pays 40% residential taxes it will make a difference. If this has to be down at the end of the summer we will do it and then we will subsidize our own police.

6-HC-e.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to revaluation in the City of Newark pointing out that property cannot be valued on the same basis as property in other communities. He opposed the granting of tax abatements.

Mr. Murnick felt it was the infringement of rights of freedom of speech of taxpayers of the City of Newark when they have to register to speak at Council meetings and felt it should be eliminated.

President Harris stated the Council has never attempted to deny any citizen the right to be heard even though they did not register in advance in the City Clerk's Office in accordance with the existing law. At various times we recognize the fact a person has something to discuss before this body and we by vote grant them the right to be heard and we will continue to do so. What we have tried to do is bring some sort of respect and dignity in the operation of this City government and assured Mr. Murnick that we will continue to be receptive with our doors open for every citizen of Newark.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR AUTOMOTIVE ELECTRICAL REPAIRS, FOR A ONE YEAR PERIOD, EFFECTIVE MAY 15, 1976 TO MAY 14,

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1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$12,000., IN ACCORDANCE WITH BID SPECIFICATIONS
(TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS AND WATER
DIVISIONS OPERATING BUDGETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls and Purchasing Agent Lucarelli met with the Council

June 1, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY
AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO, ENTER
INTO AGREEMENT WITH, AND TO ACCEPT FUNDS IN THE AMOUNT OF \$352,000. FROM THE UNITED STATES
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE INNOVATIVE PROJECTS PROGRAM FOR
FY'76 ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, P. L.
93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976
CITY OF NEWARK BUDGET, FROM UNCLASSIFIED OPERATIONS, SPECIAL ITEM OF APPROPRIATIONS,
SANITATION ENFORCEMENT PROGRAM TO MAYOR'S OFFICE AND AGENCIES, MUNICIPAL COURTS,
MISCELLANEOUS EXPENSES, M.I.P. PROJECT; TO PROVIDE FUNDS PREVIOUSLY OMITTED, TO MATCH
SLEPA'S GRANT FOR THE M.I.P. PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that the Sanitation Enforcement Program referred to in the resolution be implemented immediately was made by Councilman Villani, seconded by Councilman Carrino.

Councilwoman Villani stated she is voting on this resolution in the affirmative with great hesitation because the governing body still has not received information why \$163,000. line item submitted to the Sanitation Enforcement Program in the 1976 Budget has never been used. If this resolution is not adopted today we will stand to lose the

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State match for the MIP Program. In a meeting with Presiding Judge Booker, Acting Court Administrator Avant, Business Administrator Walls, Police Director Williams and David Dennison of MPDO, Judge Booker assured the Council that the Courts will present the Council a full report by July 31st detailing how they will process the backlog of violations issued under the Sanitation Program.

The motion to adopt the resolution on condition that the Sanitation Enforcement Program referred to in the resolution be implemented immediately was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bittone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO MAKE APPLICATION TO AND RECEIVE FUNDS FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, IN AMOUNT OF \$140,510., FOR FUNDING TALENT SEARCH (\$52,634.), NEWARK MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROGRAM FAMILY AND NEIGHBORHOOD SERVICES PROJECT (\$62,876.) AND (MATCHING FUNDS) FOR EXPANSION OF WBGO-FM RADIO (\$25,000. LOCAL SHARE FOR PROPOSED HEW GRANT)

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a Special Meeting June 24, 1976)

7-R-e. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM MUNICIPAL MANDATORY ITEMS, MUNICIPAL DEBT SERVICE, INTEREST ON TAX ANTICIPATION NOTES TO TRUSTEE OF NEWARK PARKING AUTHORITY GUARANTEED BOND FUND FOR PAYMENT OF BOND PRINCIPAL AND TRUSTEE OF NEWARK PARKING AUTHORITY GUARANTEED BOND FUND FOR PAYMENT ON INTEREST ON BONDS; TO PROVIDE FUNDS FOR JULY 1, 1976 PAYMENT OF PRINCIPAL AND INTEREST FOR NEWARK PARKING AUTHORITY BONDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Finance Director Sullivan met with the Council June 1, 1976)

(Business Administrator Walls, Finance Director Sullivan and Newark Parking Authority Executive Director Thomas met with the Council June 15, 1976)

(This resolution was adopted at a Special Meeting June 24, 1976)

7-R-f. RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A CONTRACT WITH EWING BONDING, 940 BROAD STREET, NEWARK, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB TWO (2) PARTICIPANTS, FOR SUM NOT TO EXCEED \$3,834., AS DEFINED IN SCOPE OF SERVICES, SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT

AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.

40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MANPOWER TO ENTER INTO A CONTRACT WITH CLAMAR REALTY CO., INC., 160 WALKER ROAD, WEST ORANGE, NEW JERSEY, TO EMPLOY AND TRAIN ON-THE-JOB TWO (2) PARTICIPANTS, FOR SUM NOT TO EXCEED \$3,240., AS DEFINED IN SCOPE OF SERVICES; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AND DELIVER TO THE TOWNSHIP OF WAYNE IN THE COUNTY OF PASSAIC, THE RIGHT OF ENTRY AGREEMENT CONCERNING PEQUANNOCK AQUEDUCT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani, President Harris.

No: Councilman Martinez.

7-R-i.

RESOLUTION APPROVING APPLICATION AND PLAN OF INDUSTRIAL EQUIPMENT URBAN RENEWAL ASSOCIATION, A PARTNERSHIP, FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON LAND LOCATED AT 459-467 RAYMOND BOULEVARD, AND REAR OF 459-465 RAYMOND BOULEVARD (BLOCK 2462, LOTS 27 & 22, RESPECTIVELY) MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT OR A PERIOD OF 15 YEARS FROM DATE OF COMPLETION OF SAID PROJECT IN COMPLIANCE WITH, AND SUBJECT TO PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 40:55C-40 ET SEQ.

July 14, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting legal opinion from the Law Department was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$522.35 AND TO WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$174.11, ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, WHEN FRANK LODATO, EMPLOYED BY DIVISION OF MOTORS WAS INVOLVED IN COLLISION WITH VEHICLE OWNED BY JOHNSON MACHINERY COMPANY, DRIVEN BY NICHOLAS BELLAS, ON FRELINGHUYSEN AVENUE AT INTERSECTION OF CONCORD STREET. (INSURANCE COMPANY MADE AN OFFER TO PAY 75% OF OUR DAMAGE ON BASIS OF COMPARATIVE NEGLIGENCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING LEASE AT PUBLIC AUCTION 2,485 SQUARE FEET OF OFFICE SPACE ON THE FOURTH FLOOR AND 10,744 SQUARE FEET OF OFFICE SPACE LOCATED IN THE SUB-BASEMENT OF CITY-OWNED PREMISES, 16-20 PARK PLACE, FOR A PERIOD OF EIGHT MONTHS AT A MINIMUM RENTAL OF \$202.41 PER MONTH; PURSUANT TO N.J.S.A. 40A:12-14 (a). (LATHAN & THOMAS PRODUCTIONS, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-l. RESOLUTION ACCEPTING FINAL BID FROM IRONS AND TRIMIEW, ATTORNEYS, TO LEASE APPROXIMATELY 400 SQUARE FEET OF OFFICE SPACE ON THE NINTH FLOOR AT CITY-OWNED PREMISES 786 BROAD STREET, NEWARK, NEW JERSEY, FOR A ONE YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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7-R-m.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 1,050 SQUARE FEET OF STORE SPACE ON THE FIRST FLOOR OF 1008-1010 BERGEN STREET, BLOCK 3657, LOT 1, 2, FOR A PERIOD OF ONE YEAR, MINIMUM MONTHLY RENTAL \$175.; PURSUANT TO N.J.S.A. 40A:12-14 (a). (THOMAS J. ROLLINS AND FREDDIE LEE ALLEN, CO-TENANTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CITY FEDERAL SAVINGS AND LOAN ASSOCIATION, OWNER OF PREMISES 597-601 18TH AVENUE, BLOCK 357, LOT 1 AND A/K/A 664-670 SOUTH 18TH STREET, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-o.

RESOLUTION CONCURRING IN REQUEST OF SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITOR FOR THE CITY OF NEWARK, FOR AN ADDITIONAL EXTENSION OF THE FILING DATE OF THE 1975 AUDIT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$198.65 TO DETECTIVE EDWARD JONES UPON RECEIPT OF A GENERAL RELEASE (AND A SUBROGATION AGREEMENT EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK) AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, WHILE USING HIS PRIVATE VEHICLE FOR OFFICIAL POLICE PURPOSES WHICH WAS INVOLVED IN A COLLISION AT INTERSECTION OF SPRINGFIELD AVENUE AND SOUTH 18TH STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-q. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH E. NORWOOD AND COMPANY, 655 CLINTON AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR REPAIRING TWO ROOFS (ONE AT 405 BELMONT AVENUE AND ONE AT 76-78 ORATON STREET) FOR \$6,360.25, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; FUNDS AVAILABLE FROM SPECIAL APPROPRIATION RESOLUTION, UNCLASSIFIED PURPOSES, RESOLUTION 7-R-y, MARCH 16, 1976; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND PAYMENT MADE UPON SATISFACTORY COMPLETION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-r. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "VICTIM SERVICE CENTER" (SLEPA-\$70,000., STATE BUY-IN-\$3,889., LOCAL CASH-\$3,889.) (CITY RECEIVED GRANT, A-211-75 FOR \$73,889. FROM STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) (\$45,387. TOTAL LOCAL CASH TO BE PROVIDED BY HCDA MONIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that certification of availability for local match funds is received from the Municipal Comptroller pursuant to the passage and approval of Local Government Services of Budget Insertion, 7-R-v, July 14, 1976; further, that no grant funds shall be expended until such certification is received was made by Councilman Giuliano, seconded by Councilman Martinez.

Councilman Giuliano pointed out this is a project that is for the crime victim. Everyone seems to be interested in the rehabilitation of inmates. Last year there were 30,000 victims of crime and from his experience in the Police Department that is one quarter of the amount of crime that has been reported. It is driving out businesses, our people and our City into bankruptcy and no one seems to be concentrating on it. It is one of the most serious problems we have and should be resolved as soon as possible.

The motion to adopt the resolution on condition that certification of availability for local match funds is received from the Municipal Comptroller pursuant

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to the passage and approval of Local Government Services of Budget Insertion 7-R-v, July 14, 1976; further that no grant funds shall be expended until such certification is received was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-s. RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY FOR THE CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "24-HOUR SECURITY PATROL PROGRAM." (SLEPA-\$399,969., LOCAL CASH-\$250,642.) (CITY RECEIVED GRANT, NUMBER 76-DF-02-0019, JUNE 9, 1976 FOR \$399,969. FROM STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-t. RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NEWARK TO ENTER INTO CONTRACT, ON BEHALF OF THE CITY OF NEWARK, WITH NEWARK REDEVELOPMENT HOUSING AUTHORITY FOR THE IMPLEMENTATION OF THE SECURITY PATROL PROGRAM 3RD YEAR PROJECT FOR SERVICES DESCRIBED IN THE CONTRACT ATTACHED HERETO. (SLEPA-\$399,969., LOCAL CASH-\$250,642.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that certification of availability of grant funds is received from the Municipal Comptroller, pursuant to the passage and approval of Local Government Services of Budget Insertion 7-R-w, July 14, 1976; further that no grant funds shall be expended until such certification is received was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-u. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SAFE AND CLEAN NEIGHBORHOOD PROJECT, \$500,000.: ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS (DCA)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

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Villani, President Harris.

7-R-v. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, VICTIM SERVICE CENTER, \$73,889.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-w. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, 24 HOUR SECURITY PATROL PROGRAM, \$399,969.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-x. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, YOUTH SERVICES AGENCY, \$101,929.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-y. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, FROM DIVISION OF TAXICABS, DEPARTMENT OF ADMINISTRATION, SALARIES AND WAGES, CHIEF INSPECTOR AND INSPECTOR TO SERVICE BY CONTRACT OR AGREEMENT, SPECIALIZED SERVICES; TO PROVIDE PAYMENT OF STENOGRAPHER SERVICES RENDERED AT COMMISSION HEARINGS OF THE TAXI DIVISION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by

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Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-z.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE CORRECTIONS
IN 1976 CITY OF NEWARK BUDGET, FROM DIRECTOR'S OFFICE, DEPARTMENT OF ENGINEERING, SALARIES
AND WAGES, DRAFTSMAN TO ASSISTANT TRAFFIC ENGINEER; PROVIDE PAYMENT FOR RECLASSIFICATION
OF AN ASSISTANT TRAFFIC ENGINEER FROM DRAFTSMAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-ba.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CHERYL JOHNSON,
CLERK-STENOGRAPHER, OFFICE OF CITY CLERK, FOR PERIOD BEGINNING AUGUST 1, 1976 AND ENDING
JANUARY 31, 1977. (TO SERVE AS AIDE TO COUNCILMAN - FIRST LEAVE BEGAN AUGUST 1, 1974)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-bb.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN KERR, PUBLIC
HEALTH NURSE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, NURSING BUREAU, FOR
PERIOD BEGINNING JUNE 1, 1976 AND ENDING DECEMBER 1, 1976. (ILLNESS - FIRST LEAVE BEGAN
DECEMBER 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-bc.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH D.
McGINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF
INSPECTIONS, ELECTRICAL BUREAU, FOR PERIOD BEGINNING JULY 31, 1976 AND ENDING JANUARY 31,
1977. (WORKING ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bd. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA HUNT, SENIOR INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING JULY 31, 1976 AND ENDING JANUARY 31, 1977. (ADMINISTRATIVE ANALYST, DEPARTMENT OF HEALTH AND WELFARE - FIRST LEAVE BEGAN JANUARY 31, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-be. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GERALDINE C. SMITH CLERK-TYPIST, DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, FOR PERIOD BEGINNING JUNE 10, 1976 AND ENDING DECEMBER 10, 1976. (POSITION ON A FEDERAL PROGRAM - FIRST LEAVE BEGAN JUNE 10, 1972)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bf. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARENCE PARKER, CHIEF SANITARY INSPECTOR, ENVIRONMENTAL SANITATION, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 1, 1976 AND ENDING DECEMBER 31, 1976. (PROGRAM COORDINATOR WITH CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bg. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PATRICIA DZWONCZYK, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR

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PERIOD BEGINNING JULY 1, 1976 AND ENDING DECEMBER 31, 1976. (PRINCIPAL CLERK TYPIST WITH CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bh. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANNE KUEHNER, PUBLIC HEALTH NURSE SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF NURSING, FOR PERIOD BEGINNING JULY 1, 1976 AND ENDING JANUARY 1, 1977) (PUBLIC HEALTH NURSE SUPERVISOR WITH CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bi. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM LUCY ZAPPULLA CARRACINO, WIDOW, OWNER OF PREMISES 177 HAWTHORNE AVENUE, BLOCK 2713, LOT 24, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bj. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM NICHOLAS CICCONE AND COLUMBIA CICCONE, HIS WIFE, ET ALS, OWNERS OF PREMISES 9 THIRD STREET, BLOCK 1847, LOT 20, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM JOSEPHINE C. TALBOTT, WIDOW, OWNER OF PREMISES 39 HUDSON STREET, BLOCK 2849, LOT 21, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

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A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bl.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM JOSEPH KELLNER AND HELEN KELLNER, HIS WIFE, OWNERS OF PREMISES 290-292 SPRINGFIELD AVENUE, BLOCK 252, LOT 24, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MARY R. EVERHART AND JOSEPH EVERHART, HER HUSBAND, OWNERS OF PREMISES 450 SOUTH 10TH STREET, BLOCK 289, LOT 56, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$108.85 TO FIREFIGHTER ROBERT A. RADECKE UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES TO HIS PRIVATE AUTOMOBILE WHILE RESPONDING TO A FIRE AT JERSEY CENTRAL RAILROAD YARDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$46.15 TO LOUIS CICCONE UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES TO HIS FRONT STEPS BY EMPLOYEES OF DIVISION OF PARKS AND GROUNDS, DEPARTMENT OF RECREATION AND PARKS WERE WORKING IN AREA OF 42 HUDSON STREET CUTTING BRANCHES FROM TREES.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bp. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$843.75 AND TO WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$281.25 ON RECORDS OF DIVISION OF MOTORS DEPARTMENT OF PUBLIC WORKS, WHEN FIRE VEHICLE WAS INVOLVED IN COLLISION WITH PRIVATE AUTOMOBILE OWNED AND DRIVEN BY JAMES CROSBY CAUSING DAMAGE TO CITY FIRE EQUIPMENT IN AMOUNT OF \$1,125. (ATTORNEYS FOR MR. CROSBY HAVE OFFERED TO PAY 75% OF OUR DAMAGE ON BASIS OF COMPARATIVE NEGLIGENCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bq. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN THE AMOUNT OF \$3,000. PAYABLE TO BENJAMIN CRUMPLER AND MARY CRUMPLER, AND IRVIN L. SOLONDZ, THEIR ATTORNEY, 790 BROAD STREET, NEWARK, WHEN A POLICE OFFICER OF THE CITY OF NEWARK NEGLIGENTLY, WILLFULLY AND MALICIOUSLY SHOT THE PLAINTIFF BENJAMIN CRUMPLER ON OR ABOUT APRIL 27, 1972. (SUIT WAS INSTITUTED IN SUPERIOR COURT OF NEW JERSEY LAW DIVISION, ESSEX COUNTY AND WHEN THE MATTER CAME TO TRIAL, THE PLAINTIFFS AGREED TO ACCEPT \$3,000. IN FULL SETTLEMENT OF THEIR CLAIM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-br. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$21,000, PAYABLE TO RAMON AQUINO AND ZARIN AND MARAN, EOS., GATEWAY I, NEWARK, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR INJURIES SUSTAINED TO RAMON AQUINO IN TRYING TO ASSIST POLICE OFFICER FELIPE MARTINEZ IN DEFENDING HIMSELF AGAINST OSWALDO MATIENZO ONE OF THE GUESTS AT A PARTY LOCATED AT 25 ELLIOT STREET; RAMON AQUINO WAS ACCIDENTIALLY STRUCK BY ONE OF THE SHELLS DISCHARGED BY POLICE OFFICER

July 14, 1976

53 MARTINEZ. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY AND AFTER THE CASE WAS
ASSIGNED OUT TO TRIAL MR. AQUINO AGREED TO ACCEPT SUM OF \$21,000. IN FULL AND COMPLETE
SETTLEMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bs. RESOLUTION AUTHORIZING DIRECTOR OF DIVISION OF INSPECTIONS AND/OR TAX ASSESSOR
TO CANCEL RECORD OF DEMOLITION LIEN AGAINST PREMISES 69-83 BRUEN STREET, BLOCK 183, LOTS
4 AND 6, FOR SUM OF \$5,330. OWNED BY HYMAN KOLTON AND CHARLES KOLTON, PARTNERS, T/A
KOLTON ELECTRIC MANUFACTURING COMPANY. (SUIT INSTITUTED IN SUPERIOR COURT SEEKING TO
RESTRAIN FURTHER DEMOLITION OF REAL PROPERTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution rejected January 7, 1976)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bt. RESOLUTION AUTHORIZING TAX COLLECTOR TO REFUND \$1,975. TO BENSON & SONS, INC. FOR
PURCHASE OF CITY-OWNED PROPERTY AT 309 LYONS AVENUE, BLOCK 3051, LOT 31, WHICH WAS VANDA-
LIZED PRIOR TO SCHEDULED CLOSING AND THE POTENTIAL BUYERS WITHDREW THEIR BID; TO BE PAID
FROM CURRENT FUND ACCOUNT, OTHER RENTAL INCOME, CITY-OWNED PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-bu. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TALLING \$883,461.43
TO INDIVIDUALS ON ANNEXED EXHIBIT "A", BY REASON OF STATE BOARD JUDGMENTS, COUNTY BOARD
JUDGMENTS, CASH OVERPAYMENTS AND SENIOR CITIZEN ALLOWANCE FOR YEARS 1968, 1971, 1972,
1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-bv. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO AUTHORIZE PAYMENT IN SUM OF \$813.25
TO CANTON EXCHANGE BANK, CANTON, MISSISSIPPI, FOR COUPONS NUMBERED 7, DUE SEPTEMBER 1,
1975 WHICH WERE LOST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-bw. RESOLUTION CANCELLING BALANCE OF HYDRANT DAMAGE CHARGES IN THE AMOUNT OF \$169.83,
TOTAL CLAIM WAS IN THE AMOUNT OF \$830.86; INSURANCE COMPANY SUBMITTED CHECK FOR \$661.03
AS PAYMENT FOR CLAIM, ACCOUNT #99-910-3175-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-bx. RESOLUTION ACCEPTING FINAL BID FROM NEW WELL NARCOTIC REHABILITATION CENTER FOR
PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 97 SOUTH ORANGE AVENUE, BLOCK 226, LOT 30, FOR
\$100.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-by. RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 800 SQUARE FEET OF OFFICE SPACE
ON THE SEVENTH FLOOR OF 20 PARK PLACE, BLOCK 17, LOT 1, FOR A PERIOD OF SIX MONTHS,
MINIMUM MONTHLY RENTAL SHALL BE \$250.; PURSUANT TO N.J.S.A. 40A:12-14 (a). (NATHAN A.
SIEGLER & SON, ARCHITECTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

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7-R-bz. RESOLUTION AMENDING RESOLUTION 7-R-dg, AUGUST 7, 1975, CITY-WIDE AUCTION, AUGUST 1, 1975, BY INCLUDING LOTS 3 TO PREMISES 249-251 PESHINE AVENUE, BLOCK 2706, LOTS 1, 2 AND 3.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-ca. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$893.45 AND WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$893.46 ON THE RECORDS OF THE DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS; WHEN AUXILIARY POLICE OFFICER WILLIE J. CHATTMAN, DRIVING CITY VEHICLE ON BRANFORD PLACE AT INTERSECTION OF HALSEY STREET COLLIDED WITH VEHICLE OWNED AND OPERATED BY ALTO L. HARRIS. (INSURANCE COMPANY MADE AN OFFER TO PAY 50% OF OUR DAMAGE ON BASIS OF COMPARATIVE NEGLIGENCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cb. RESOLUTION DESIGNATING STOP INTERSECTIONS AT HAWKINS STREET AND ROANOKE AVENUE-CHRISTIE STREET AND INSTALLING STOP SIGNS ON ROANOKE AVENUE-CHRISTIE STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cc. RESOLUTION DESIGNATING STOP INTERSECTION AT DELEVAN AVENUE AND NORTH NINTH STREET AND INSTALLING STOP SIGNS ON NORTH NINTH STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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7-R-cd.

RESOLUTION DESIGNATING STOP INTERSECTION AT SUSSEX AVENUE AND HOYT STREET AND
INSTALLING STOP SIGNS ON HOYT STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE
REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-ce.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR ON BEHALF OF CITY OF NEWARK TO
EXECUTE A CONSENT, IN FORM ANNEXED TO ATTACHED DUPLICATE ORIGINAL OF THE AGREEMENT OF SUB-
LEASE BETWEEN CITY OF NEWARK AND NORRIS INDUSTRIES, INC. AS SUBLESSOR AND THE FYR-FYTER
CO., INC. AS SUBLESSEE, ROUTES 1 & 9 AND WESTINGHOUSE STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino,
seconded by Councilman Giuliano and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENT AGREEMENTS WITH
PROPERTY OWNERS INDICATED ON ANNEXED LIST FOR INDICATED AMOUNTS; PURSUANT TO N.J.S.A.
54:5-65 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO DISCHARGE FOREGOING LIEN RECORDED
IN ESSEX COUNTY REGISTER'S OFFICE, BOOK 4582 OF MORTGAGES FOR COUNTY, PAGE 1056 FOR
PREMISES 56-58 MT. PROSPECT AVENUE, BLOCK 571, LOTS 30, 31, OWNED BY ANTONIO PEREIRA AND
ROSA DIAS PEREIRA, WAS IMPOSED IN ERROR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

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7-R-ch.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO UNITED STATES SAVINGS BANK, C/O THOMAS SMITH, VICE-PRESIDENT, 772 BROAD STREET, NEWARK, NEW JERSEY, 07102, THE SUM OF \$441.53, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENTS MADE ON ERRONEOUS CHARGES RENDERED ON ACCOUNT NO. 01-013-2500-00, 335 KERRIGAN BOULEVARD, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-ci.

RESOLUTION CANCELLING OUTSTANDING WATER-SEWER CHARGES IN THE AMOUNT OF \$4,323.17 ON PROPERTIES WHICH THE CITY OF NEWARK HAS FORECLOSED, ON ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cj.

RESOLUTION RATIFYING THE SUBMITTAL OF A REQUEST OF THE CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY TO EXTEND THE UNIFIED VAILSBURG SERVICES PROJECT FOR PERIOD JULY 1, 1976 TO JULY 14, 1976 AS SURPLUS FUNDS IN THE AMOUNT OF \$50,788. REMAINED AT THE END OF MAY 31, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD JULY 15, 1976 TO OCTOBER 31, 1976. (GRANT AWARDED FROM STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$105,556.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-ck.

RESOLUTION RATIFYING SUBMITTAL OF A REQUEST OF THE CITY OF NEWARK TO THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD JULY 1, 1976 TO JULY 14, 1976 ON BEHALF OF TACTICAL ANTI-CRIME TEAMS PROJECT AS SURPLUS FUNDS IN THE AMOUNT OF \$701,122. REMAINED AT THE END OF APRIL, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD JULY 15, 1976 TO AUGUST 31, 1976 CONTINGENT UPON THE APPROVAL OF NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (GRANT FROM NEW JERSEY STATE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$1,899,234.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cl. RESOLUTION RATIFYING REQUEST TO EXTEND CONTRACTUAL OBLIGATION OF THE CITY OF NEWARK WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD AUGUST 1, 1976 TO JULY 31, 1977 ON BEHALF OF THE NEWARK COMPUTERIZED COMMUNICATIONS COMMAND AND CONTROL SYSTEM PROJECT (NC4) AS SURPLUS FUNDS IN THE AMOUNT OF \$487,808. REMAINED AT THE END OF APRIL 30, 1976; FURTHER AUTHORIZING POLICE DIRECTOR TO EXTEND THE SERVICES DERIVED FROM THIS CONTRACT FROM AUGUST 1, 1976 TO JULY 31, 1977, CONTINGENT UPON THE APPROVAL OF THE NEW JERSEY PLANNING AGENCY. (FUNDS FROM THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$2,970,619.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cm. RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEWARK BOYS' CLUB FOR THE PURPOSE OF IMPLEMENTING THE YOUTH SERVICES AGENCY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cn. RESOLUTION RATIFYING CONTRACT BETWEEN ESSEX COUNTY IMPROVEMENT AUTHORITY AND THE MAYOR'S POLICY AND DEVELOPMENT OFFICE FOR PERIOD JULY 1, 1975 TO SEPTEMBER 17, 1975, IN ORDER THAT THE MAYOR'S POLICY AND DEVELOPMENT OFFICE MAY BE REIMBURSED BY THE ESSEX COUNTY IMPROVEMENT AUTHORITY FOR SERVICES RENDERED FOR SUBREGIONAL TRANSPORTATION AND PLANNING PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

July 14, 1976

A motion directing the City Clerk to return this resolution to Administration since in discussion with the Law Department it was determined that such action had previously been authorized was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-co. RESOLUTION RATIFYING CONTRACT BETWEEN ESSEX COUNTY IMPROVEMENT AUTHORITY AND MAYOR'S POLICY AND DEVELOPMENT OFFICE FOR PERIOD JULY 1, 1974 TO SEPTEMBER 19, 1974, IN ORDER THAT THE MAYOR'S POLICY AND DEVELOPMENT OFFICE MAY BE REIMBURSED BY THE ESSEX COUNTY IMPROVEMENT AUTHORITY FOR SERVICES RENDERED FOR SUBREGIONAL TRANSPORTATION AND PLANNING PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration since in discussion with the Law Department it was determined that such action had previously been authorized was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cp. RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NEWARK TO ENTER INTO CONTRACT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY FOR THE CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "YOUTH SERVICES AGENCY" (SLEPA-\$96,565., STATE BUY-IN-\$5,364., LOCAL CASH-\$5,365.*, TOTALLING \$126,373.) *\$24,443. TOTAL LOCAL CASH TO BE PROVIDED BY H.C.D.A. MONIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cq. RESOLUTION AMENDING RESOLUTION 7-R-n, APRIL 21, 1976, "RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN AN APPLICATION ENTITLED "TEAM POLICING PROJECT", PROPOSED TO BE FUNDED IN THE AMOUNT OF \$254,455. BY S.L.E.P.A., STATE OF NEW JERSEY BUY-IN-\$13,392. AND LOCAL CASH-H.C.D.A.-\$39,637., TOTALLING \$307,484.," BY CORRECTING STATE BUY-IN FROM \$13,392. TO \$14,136. AND CORRECTING TOTAL FROM \$307,484. TO \$308,228.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cr. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, INTERGOVERNMENTAL PERSONNEL ACT PROGRAM, \$20,000.; ITEM AVAILABLE FROM UNITED STATES CIVIL SERVICE COMMISSION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cs. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$6,907.10, PAYABLE TO NATIONAL INDEMNITY COMPANY, 4016 FARNAM STREET, OMAHA, NEBRASKA, UPON RECEIPT OF ANY AND ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PROVIDING DEFENSE FOR THE CITY OF NEWARK AND ITS POLICE OFFICER, ARTHUR MILBUTA; CITY OF NEWARK SERVED WITH LAW SUIT INSTITUTED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION BY DONALD SCOLA AND EDITH SCOLA VS. ARTHUR MILBUTA AND CITY OF NEWARK; WHEN MATTER CAME ON FOR TRIAL IT WAS AGREED TO BE SETTLED IN AMOUNT OF \$25,000., CITY OF NEWARK-\$17,500. AND ARTHUR MILBUTA-\$7,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-ct. RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE IMPLEMENTATION OF CRIMINAL JUSTICE-COORDINATING COUNCIL; S.L.E.P.A.-\$121,188., LOCAL CASH-\$13,465.(PREVIOUSLY APPROPRIATED IN RESOLUTION 7-R-b, OCTOBER 1, 1975) (CITY RECEIVED GRANT NO. 76-PR-02-0001 ON JUNE 30, 1976 FOR \$121,188.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that raises provided for in project

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31 budget are eliminated and current annual salaries for project personnel shall be maintained; further, that funds accrued as a result of eliminated salary increases shall be returned to SLEPA as project surplus at the termination of the grant was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cu. RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE IMPLEMENTATION OF CRIMINAL JUSTICE COORDINATING COUNCIL; S.L.E.P.A.-\$278,812., LOCAL CASH-\$86,509. (\$30,979. REQUIRED) (PREVIOUSLY APPROPRIATED IN RESOLUTION 7-R-b, OCTOBER 1, 1975) (CITY RECEIVED GRANT NO. 76-DF-02-0018 ON JUNE 30, 1976 FOR \$278,812.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that raises provided for in project budget are eliminated and current annual salaries for project personnel shall be maintained; further, that funds accrued as a result of eliminated salary increases shall be returned to SLEPA as project surplus at the termination of the grant was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cv. RESOLUTION AUTHORIZING MAYOR TO ACCEPT GRANT AWARD FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY IN AMOUNT OF \$14,800. (\$7,400. EXISTING IN-KIND CONTRIBUTION SUPPORTED BY CURRENT CITY BUDGET FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani, President Harris.

No: Councilman Martinez.

7-R-cw. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, AIR POLLUTION CONTROL PROGRAM, \$14,800.: ITEM AVAILABLE FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cx. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH, AND TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF \$60,000. FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS; AGREEMENT PROVIDES FOR \$60,000. BUDGETED IN SAFE AND CLEAN NEIGHBORHOOD PROGRAM PURSUANT TO THE SAFE AND CLEAN NEIGHBORHOODS ACT OF 1973 (P.L. 1973, C.46), CITY OF NEWARK NOT OBLIGATED TO SPEND ANY OF ITS OWN FUNDS TO IMPLEMENT THE AGREEMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cy. RESOLUTION AUTHORIZING MAYOR, OR HIS REPRESENTATIVE, TO EXECUTE AGREEMENT WITH TOWN OF HARRISON TO ESTABLISH AN EMERGENCY TIE-LINE WHEREIN NEWARK'S POLICE DEPARTMENT WILL ASSIST NEIGHBORING MUNICIPALITIES IN TRANSFERRING CALLS ERRONEOUSLY MADE ON THE 911 EXCHANGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-cz. RESOLUTION AUTHORIZING POLICE DIRECTOR OR HIS DESIGNEE TO ENTER INTO CONTRACT WITH NEW JERSEY BELL TELEPHONE COMPANY, A PUBLIC UTILITY INCORPORATED IN NEW JERSEY (HEREIN-AFTER REFERRED TO AS THE TELEPHONE COMPANY) TO FURNISH THE NECESSARY MATERIALS AND SERVICES TO DEVELOP A 911 EMERGENCY SUBSYSTEM FOR \$84,514-83; CITY OF NEWARK RECEIVED GRANT NO. 73-DF-02-0100, JULY 1, 1973 OF \$2,970,619. FROM LAW ENFORCEMENT ASSISTANCE ADMINISTRATION (LEAA). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that a certification of availability of grant funds to support this contract is received from the Municipal Comptroller; further, that no funds shall be expended in connection with this contract until such certification is received was made by President Harris, seconded by Councilman Allen

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and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-da. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
WOMEN, INFANT'S AND CHILDREN'S PROGRAM, \$615,480.; ITEM AVAILABLE FROM NEW JERSEY STATE
DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded
by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-db. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
HEALTH PLANNING AGENCY, \$10,800.; ITEM AVAILABLE FROM HOSPITAL AND HEALTH PLANNING COUNCIL
OF METROPOLITAN NEW JERSEY, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-dc. RESOLUTION AMENDING RESOLUTION 7-R-e, OCTOBER 15, 1975, "RESOLUTION AUTHORIZING
DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEW JERSEY COLLEGE OF MEDICINE
AND DENTISTRY FOR PERIOD JULY 1, 1975 TO JUNE 30, 1976, FOR \$64,400." BY INCREASING
AMOUNT TO \$89,800., BLOOD LEAD TESTING-\$22,000., CENTRAL LEAD REGISTRY-\$28,800. AND
CLINICAL CARE SERVICES-\$39,000., CITY OF NEWARK RECEIVED ADDITIONAL FUNDS IN AMOUNT
OF \$25,400. FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE TO SUPPLEMENT
THE CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROJECT FOR SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,
Villani, President Harris.

7-R-dd. RESOLUTION RATIFYING AGREEMENT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH FOR
PERIOD JULY 1, 1976 TO JULY 14, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE

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TO ENTER INTO AGREEMENT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PERIOD JULY 15, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID FOR SAID PERIOD IS \$8,625. (1,500 BLOOD SAMPLE ANALYSES @ \$5.75); COMPENSATION SHALL BE DERIVED FROM GRANT FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-de. RESOLUTION RATIFYING CONTRACT WITH JOYCE MOSCARITOLLO, M.D. FOR DELIVERY OF PEDIATRIC CONSULTANT SERVICES AT NEWARK LEAD POISONING PREVENTION AND CONTROL PROGRAM FOR PERIOD JULY 1, 1976 TO JULY 14, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JOYCE MOSCARITOLLO, M.D. FOR SAID SERVICES FROM JULY 15, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID IS \$6,766.50 BUDGETED IN LEAD POISONING PREVENTION AND CONTROL PROGRAM GRANT PERIOD ENDING DECEMBER 31, 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-df. RESOLUTION AMENDING RESOLUTION 7-R-f, MAY 21, 1975, TAX ABATEMENT FOR RESERVOIR SITE TOWN HOUSE DEVELOPMENT CORPORATION, BY DELETING THE LAST LINE OF PARAGRAPH 3 OF SAID AGREEMENT AND ADDING "IN CONSIDERATION OF AFORESAID EXEMPTION FROM TAXATION, THE SPONSOR SHALL MAKE PAYMENT TO THE MUNICIPALITY OF AN ANNUAL SERVICE CHARGE FOR MUNICIPAL SERVICES SUPPLIED TO SAID PROJECT OF AN AMOUNT NOT LESS THAN 15% OF THE ANNUAL GROSS SHELTER RENT, LESS THE PORTION ALLOCABLE TO UTILITIES, INCLUDING GAS, ELECTRIC, FUEL, WATER AND SEWER, CALCULATED ON THE BASIS OF 97% OCCUPANCY OF THE PROJECT OR ACTUAL OCCUPANCY WHICHEVER IS HIGHER AND PARAGRAPH 7 IS EXPUNGED IN ITS ENTIRETY AND THE FOLLOWING BE SUBSTITUTED "IT IS MUTUALLY AGREED THAT IN THE EVENT OF ANY DISPUTE BETWEEN THE PARTIES, EACH OF THE PARTIES SHALL HAVE THE RIGHT TO SUBMIT THE MATTER BEFORE THE SUPERIOR COURT FOR THE DETERMINATION OF THE MATTER;" SHALL BE SUBMITTED TO NEW JERSEY HOUSING FINANCE AGENCY FOR ITS APPROVAL AND IF THERE BE A FAILURE TO RECEIVE SUCH APPROVAL THEN THE TAX ABATEMENT IN ITS ENTIRETY SHALL BE VOID.

(Copy of resolution and correspondence submitted to each Member of the Council)

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65 A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-dg.

RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY COLLEGE OF MEDICINE AND DENTISTRY FOR PERIOD JULY 1, 1976 TO JULY 14, 1976 AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEW JERSEY COLLEGE OF MEDICINE AND DENTISTRY FOR PERIOD JULY 15, 1976 TO DECEMBER 31, 1976 FOR BLOOD LEAD TESTING, CENTRAL REGISTRY AND CLINICAL CARE SERVICES TO COMBAT LEAD POISONING IN THE CITY OF NEWARK; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT FOR PERIOD JULY 1, 1976 TO DECEMBER 31, 1976 IS \$46,664. (PATIENT CARE-\$15,000., LEAD REGISTRY-\$14,414. AND LABORATORY SERVICES (3,000 TESTS @ \$5.75)-\$17,250.); GRANT FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-dh.

RESOLUTION AMENDING RESOLUTION 7-R-bi, JUNE 2, 1976, "RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT PROPOSAL TO DIVISION OF DRUG ABUSE CONTROL OF NEW JERSEY OF HEALTH REQUESTING FUNDS FOR THE CONTINUATION OF THE NEWARK MULTIPHASIC DRUG TREATMENT PROGRAM FOR PERIOD JUNE 25, 1976 TO JUNE 24, 1977, \$1,427,600. (NEW JERSEY STATE DEPARTMENT OF HEALTH-\$913,100., CITY OF NEWARK (35% MATCH) IN-KIND-\$120,000.; HCDA II-\$439,406.," BY CORRECTING TOTAL BUDGET TO \$1,472,506. INSTEAD OF \$1,427,600.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-di.

RESOLUTION AUTHORIZING MAYOR TO FILE A CERTIFICATE OF INCORPORATION OF A CORPORATION NOT FOR PROFIT UNDER TITLE 15 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY FOR SYMPHONY HALL.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

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7-R-dj.

RESOLUTION RATIFYING CONTRACT WITH ESSEX COUNTY COLLEGE FOR PERIOD JUNE 28, 1976

TO JULY 14, 1976 AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ESSEX COUNTY COLLEGE FOR A COLLEGE WORK STUDY PROGRAM FOR PERIOD JULY 15, 1976 TO SEPTEMBER 30, 1976 FOR SUM NOT TO EXCEED \$7,249.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-dk.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO CONTRACT WITH THOMAS A. EDISON COLLEGE WHO WILL PROVIDE EDUCATIONAL ASSESSMENT AND EVALUATION FOR SUM NOT TO EXCEED \$3,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that a certification of availability of grant funds is received from the Municipal Comptroller; further, that no funds shall be expended in connection with this contract until such certification is received was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-dl.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO

CONTRACT WITH BERNARD M. MC GLONE TO SERVE AS FISCAL CONSULTANT TO MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR COMPENSATION AT A RATE OF \$100. PER DAY, FOR SUM NOT TO EXCEED \$3,900.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Villani, President Harris.

No: Councilmen Giuliano, Martinez.

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7-R-dm.

RESOLUTION RATIFYING CONTRACT WITH XEROX CORPORATION FOR PERIOD JUNE 21, 1976 TO JULY 14, 1976 AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH XEROX CORPORATION, 284 SHEFFIELD STREET, MOUNTAINSIDE, NEW JERSEY, FOR PERIOD JULY 15, 1976 TO DECEMBER 27, 1976, WHO WILL EMPLOY AND TRAIN ON-THE-JOB TWO (2) PARTICIPANTS FOR SUM NOT TO EXCEED \$4,342.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-dn.

RESOLUTION RATIFYING CONTRACT WITH EVANS MACHINE & TOOL CO. FOR PERIOD JUNE 21, 1976 TO JULY 14, 1976 AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH EVANS MACHINE & TOOL CO., 2-20 EAST PEDDIE STREET, NEWARK, NEW JERSEY, FOR PERIOD JULY 15, 1976 TO JANUARY 10, 1977, WHO WILL EMPLOY AND TRAIN ON-THE-JOB ONE (1) PARTICIPANT FOR SUM NOT TO EXCEED \$1,800.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per their request was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

7-R-do.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH COMMUNITY INFORMATION ASSOCIATION, 50 PARK PLACE, NEWARK, NEW JERSEY, WHO WILL OPERATE A TRAINING PROGRAM FOR COMMUNICATION ASSISTANT TRAINEES FOR SUM NOT TO EXCEED \$31,790.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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7-R-dp.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH THEATER OF UNIVERSAL IMAGES WHO WILL OPERATE A TRAINING PROGRAM FOR NEWARK RESIDENTS IN RADIO-TELEVISION PRODUCTION AND CINEMATOGRAPHY FOR SUM NOT TO EXCEED \$45,610.50; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

No: Councilmen Allen, James.

7-R-dq.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$100. PAYABLE TO RALPH CASTELLANO UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, WHEN MOTOR VEHICLE ACCIDENT WAS CAUSED DUE TO AN IMPROPERLY FILLED HOLE AT 449 BROAD STREET CAUSING DAMAGE TO MR. CASTELLANO'S AUTOMOBILE. (JUDGMENT WAS ENTERED IN ESSEX COUNTY SMALL CLAIMS COURTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

7-R-dr.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, ALCOHOLISM CONTROL PROGRAM, \$58,862.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez,

Villani, President Harris.

(Councilman Giuliano was excused from the meeting at 3:30 P. M.)

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7-R-ds.

RESOLUTION URGING NEW JERSEY'S SENATORS TO GIVE THEIR SUPPORT TO A 3.75-YEAR
EXTENSION OF THE FEDERAL GENERAL REVENUE SHARING PROGRAM.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-dt.

RESOLUTION RATIFYING ACTION OF THE DIRECTOR OF PUBLIC WORKS GRANTING AUTHORITY
TO THE NEWARK BICENTENNIAL CONFERENCE FOR THE USE OF THE BED OF ADAMS STREET BETWEEN
WALNUT AND OLIVER STREETS ON JULY 2 - 5, 1976 INCLUSIVE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-du.

EMERGENCY RESOLUTION APPROPRIATING \$9,232., CITY CLERK AND MUNICIPAL COUNCIL,
MUNICIPAL COUNCIL, COMMUNICATIONS EQUIPMENT; TO PROVIDE EIGHT (8) MUNICIPAL COUNCIL
AUTOMOBILES WITH POLICE BAND RADIOS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977
BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-dv.

EMERGENCY RESOLUTION APPROPRIATING \$15,000., DEPARTMENT OF LAW, SERVICES BY
CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANTS; TO PROVIDE FUNDS TO PAY THE CITY'S 1976
SHARE OF THE EXPENSES IN AN APPEAL BY THE CITY OF NEWARK, ET AL, OF THE DECISION OF THE
NATURAL RESOURCES COUNCIL BY WHICH SOME LAND HAS BEEN CLAIMED BY THE STATE; SAID
EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

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7-R-dw.

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS ON BEHALF OF THE CITY OF NEWARK TO EXECUTE AGREEMENT FOR LEASING OF THE INDOOR SECTION OF THE IRONBOUND RECREATION CENTER WITH LEOPOLDO SILVA (HEREINAFTER "SPONSOR"), 939 CHERRY LANE AVENUE, ELIZABETH, NEW JERSEY, FOR JULY 16, 17, 18, 23, 24, 25, 30, 31, AUGUST 1, 13, 14, 15, 20, 21, 22, 27, 28, 29 AND SEPTEMBER 3, 4, 5, 6, 10, 11, 12, 1976 FROM THE HOURS OF 6:00 P. M. TO 11:00 P. M. FOR THE PURPOSE OF A SOCCER TOURNAMENT IN CELEBRATION OF THE AMERICAN BICENTENNIAL; CITY SHALL RECEIVE AS COMPENSATION FOR LEASING OF THESE PREMISES SUM OF \$500. IN ADVANCE.

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-dx.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF ENGINEERING TO ENTER INTO AGREEMENT AND EXECUTE ALL NECESSARY DOCUMENTS WITH UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO PROVIDE TWO (2) COLLEGE ENVIRONMENTAL INTERNSHIPS TO SUPERVISE S.P.E.D.Y. YOUTH IN THE CITY OF NEWARK UNDER SECTION 104 OF PUBLIC LAW 92-500. (UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WILL GRANT DEPARTMENT OF ENGINEERING, \$3,670.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-dy.

RESOLUTION RATIFYING CONTRACT WITH UNITED COMMUNITY CORPORATION, LOWEST RESPONSIBLE BIDDER, FOR PERIOD MAY 9, 1976 TO JULY 14, 1976 AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH UNITED COMMUNITY CORPORATION FOR PERIOD JULY 15, 1976 TO OCTOBER 29, 1976 FOR CATERED MEALS TO BE PROVIDED TO THE NEWARK NUTRITION PROGRAM FOR THE ELDERLY, TITLE VII; MAXIMUM AMOUNT TO BE PAID FOR PERIOD MAY 9, 1976 TO OCTOBER 29, 1976 IS \$146,059.20 (690 MEALS PER DAY FOR 147 DAYS = 101,430 AT \$1.44 PER DAY); GRANT OF TITLE VII FUNDS AWARDED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR PERIOD NOVEMBER 1, 1975 TO OCTOBER 31, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

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7-R-dz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CETA I, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH-1976, \$1,703,152.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION, CETA I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-ea.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTINUE OPERATION OF NEWARK URBAN RODENT AND INSECT CONTROL PROGRAM FOR PERIOD JUNE 1, 1976 TO MAY 31, 1977; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH TO ACCEPT SUM OF \$261,495. FOR CONTINUATION OF SAID PROGRAM; NO MATCH FUNDS ARE REQUIRED BY THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-eb.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTINUE OPERATION OF NEWARK URBAN RODENT AND INSECT CONTROL PROGRAM FOR PERIOD JUNE 1, 1976 TO DECEMBER 31, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH TO ACCEPT THE USE OR REPROGRAMMED ACCRUALS IN SUM OF \$171,229. (TITLE X FUNDS) FOR CONTINUATION OF TITLE X COMPONENT: NO MATCH FUNDS REQUIRED BY THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-ec.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTINUE OPERATION OF NEWARK URBAN RODENT AND INSECT CONTROL PROGRAM FOR PERIOD JUNE 1, 1976 TO DECEMBER 31, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID

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CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH TO ACCEPT THE USE OF REPROGRAMMED ACCRUALS IN SUM OF \$75,299. (NEW START TARGET AREA FUNDS) FOR CONTINUATION OF NEW START TARGET AREA COMPONENT; NO MATCH FUNDS REQUIRED BY THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,

President Harris.

7-R-ed. RESOLUTION AUTHORIZING FORECLOSURE OF PROPERTIES BY SUMMARY PROCEEDINGS, IN REM AS PROVIDED IN IN REM TAX FORECLOSURE ACT (1948) R.S. 54:4-104.29 ET SEQ.; ELIGIBLE TAX SALE CERTIFICATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,

President Harris.

7-R-ee. RESOLUTION AUTHORIZING THE REAL ESTATE COMMISSION TO ADVERTISE FOR LEASE ON PREMISES 1020 BROAD STREET, BLOCK 883, LOT 41, NOT NEEDED FOR PUBLIC USE, FOR \$5,600. FOR A TERM OF SEVEN (7) DAYS, PURSUANT TO PROVISIONS OF N.J.S.A. 40A:12-14(a). (GREATER NEWARK URBAN COALITION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Bottone.

Councilwoman Villani stated she is voting in the affirmative on this resolution with a great deal of pride. She is proud to announce that the play "Raisin" will be at Symphony Hall during the week of November 15, 1976 through November 22, 1976.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,

President Harris.

President Harris stated with respect to Resolutions 7-R-ef and 7-R-eg which we will be voting on shortly there was an agreement reached between the Council and Administration that the trees in all five wards would be pruned and the lighting throughout the five wards would be changed. Now somewhere along the line someone has forgotten they entered into that agreement. President Harris indicated he would vote on these resolutions in the affirmative but would direct the City Clerk to invite Director of

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Engineering Zach, Business Administrator Walls and Executive Director Dennison of Mayor's Policy and Development Office to meet with the Council at their pre-meeting conference August 3, 1976 to discuss these matters.

7-R-ef.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH BEUCLER TREE EXPERT COMPANY, INCORPORATED, 48 HAROLD STREET, TENAFLY, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-07, STREET TREE PRUNING AND STUMP REMOVAL, FOR \$121,217.; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; (SECTION C-\$3,591., SECTION F-\$10,716., SECTION G-\$19,608., SECTION H-\$17,803., SECTION I-\$19,076., SECTION J-\$24,643. AND STUMP REMOVAL-\$25,780.: FUNDS PROVIDED FOR BY HOUSING AND COMMUNITY DEVELOPMENT ACT, TREE TREATMENT PROJECT, RESOLUTION 7-R-cq, FEBRUARY 5, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to invite Director of Engineering Zach, Business Administrator Walls and Executive Director Dennison of Mayor's Policy and Development Office to meet with the Council at their pre-meeting conference August 3, 1976 to discuss this matter was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-eg.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH THOMAS E. INTILE AND COMPANY, 99 HATHAWAY LANE, ESSEX FELLS, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-07, STREET TREE PRUNING AND STUMP REMOVAL, FOR \$79,467.22; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; (SECTION A-\$30,609.46, SECTION B-\$18,284.98, SECTION-\$10,508.82, SECTION E-\$20,063.96; FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, TREE TREATMENT PROJECT, RESOLUTION 7-R-a, FEBRUARY 9, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-eh.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A & A CLEANING CONTRACTORS, INC., 334 SOUTH JEFFERSON STREET, ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR WINDOW CLEANING SERVICES FOR VARIOUS BUILDINGS FOR \$19,682.;

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IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL; SHALL BE PAID FROM SPECIAL APPROPRIATION RESOLUTION AND 1976 DEPARTMENT OF PUBLIC WORKS, PUBLIC PROPERTY OPERATING BUDGET. (1976-\$9,686., 1977-\$9,996.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-ei. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH AKE PEST CONTROL, INC., 325 TENTH AVENUE, PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR EXTERMINATING SERVICES AT VARIOUS BUILDINGS FOR \$8,886.; IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL; SHALL BE PAID FROM SPECIAL APPROPRIATION RESOLUTION AND 1976 OPERATING BUREAU OF DEPARTMENT OF PUBLIC WORKS, PUBLIC PROPERTY. (1976-\$4,443.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-ej. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH TOP ENTERPRISES, INC., 73-75 FERRY STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR JANITORIAL SERVICES FOR 2 CEDAR STREET ONLY, FOR \$30,000.; IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL; SHALL BE PAID FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY-SPECIAL APPROPRIATION RESOLUTION 7-R-z, MARCH 16, 1976, RECEIVERSHIP PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

President Harris requested the audience to rise for a moment of silent prayer in memory of Michael E. Petrone.

7-R-ek. RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF MICHAEL E. PETRONE, MANAGER, DIVISION OF PARKS AND GROUNDS.

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A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL SIX (6) HORSES NOT NEEDED FOR PUBLIC USE, POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 40A:11-36, was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-e1. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL SIX (6) HORSES NOT NEEDED FOR PUBLIC USE, POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled June 2, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Villani.

Councilman Carrino stated that in conversation with Police Director Williams he assured the Council that the six horses would not be needed once the mounted squad was reactivated which was going to happen shortly.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-em. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, HIGH SCHOOL ENVIRONMENTAL INTERNSHIP PROGRAM, \$3,670.; ITEM AVAILABLE FROM UNITED STATES PROTECTION AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

MOTIONS.

7-M-a. A MOTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, CONGRATULATING CARL CAMPANELLI OF NEWARK, NEW JERSEY, WHO IN HIS FIRST MAJOR TOURNAMENT

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ON JUNE 20, 1976, WON THE 19TH ESSEX COUNTY MEN'S GOLF CHAMPIONSHIP AT BRANCH BROOK PARK, BELLEVILLE, NEW JERSEY, AND EXTENDING TO HIM SINCERE WISHES FOR A LONG AND HAPPY FUTURE.

(For action on this Motion, See Page 1 in the Minutes of this Meeting)

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM HOBSON STREET."

(Hobson Street, from Chancellor Avenue to Goldsmith Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON BANK STREET."

(Bank Street, south side, beginning at the westerly curblin of Broad Street, and extending 290 feet westerly therefrom Monday through Saturday, 9:30 A. M. to 4:00 P. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976, Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING

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PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BANK STREET."

(Deleting Bank Street, south side, from High Street to Broad Street

Adding Bank Street, south side, from University Avenue to Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,

President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HARTFORD STREET AS A ONE-WAY STREET."

(Deleting Hartford Street, Eastbound, from West Market Street to Norfolk Street

(Adding Hartford Street, Eastbound, from West Market Street to Morris Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,

President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON SPRUCE STREET."

(Deleting Spruce Street, north side, from High Street to Belmont Avenue, Monday through Friday, 4:00 P. M. to 6:00 P. M.

Deleting Spruce Street, south side, from High Street to Belmont Avenue Monday through Friday, 7:00 A. M. to 9:30 A. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,

President Harris.

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8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE NAMING THE NEW ROADWAY CONNECTING WAINWRIGHT STREET AND FABYAN PLACE, OVER I-78 AS WAINWRIGHT PLACE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF PEARL STREET IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF RAYMOND BOULEVARD IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE CITY OF NEWARK TO

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ACCEPT A DEED IN FEE FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF BERGEN STREET, WAVERLY AVENUE, AND 18TH AVENUE, IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163., PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO YEARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 153 ELIZABETH AVENUE, NEWARK, NEW JERSEY, BLOCK 2697, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$3,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES

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COMMONLY KNOWN AS 29 AVON PLACE, NEWARK, NEW JERSEY, BLOCK 2583, LOT 18, TO THE HOUSING
AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.
40A:12-13 (b) (1)." (\$6,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976
Calendar of the Municipal Council for first reading was made by Councilman Allen,
seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RE-
CEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT
PART OF FIRST AVENUE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS,
AVENUES, AND SQUARES, 75 FEET IN WIDTH AND EXTENDING FROM THIRD STREET EASTERLY TO CITY
RAILROAD."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the August 4, 1976
Calendar of the Municipal Council for first reading was made by Councilman Carrino,
seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RE-
CEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF AUGUSTA
STREET AS LAID OUT 22 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS,
AVENUES AND SQUARES EXTENDING FROM ARLINGTON STREET TO SHIPMAN STREET, AND FOR THE
VACATION OF NICHOLSON STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT
STREETS, AVENUES AND SQUARES EXTENDING FROM AUGUSTA STREET TO BRANFORD PLACE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the August 4, 1976
Calendar of the Municipal Council for first reading was made by President Harris,
seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

July 14, 1976

8-o.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION L OF AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO DELETE THE TITLE OF POLICY PROPERTY CUSTODIAN AND CREATE THE TITLE OF SUPERVISING POLICE PROPERTY CLERK AS PER CIVIL SERVICE CLASSIFICATION AND CERTIFICATION)."

(Supervising Police Property Clerk \$10,547. - \$12,816.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Ordinance, See Ordinance 6-F-k, on Page 16 in the minutes of this meeting)

8-p.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR MANAGER, REAL ESTATE MAINTENANCE AND CREATE THE TITLES AND SALARY RANGES FOR BUILDING SERVICE MANAGER AND SUPERVISOR, REPAIR AND MAINTENANCE AS PER CIVIL SERVICE CLASSIFICATION)."

(Building Service Manager \$11,074. - \$13,460.

Supervisor, Repair and Maintenance 12,209. - 14,848.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani, President Harris.

8-q.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE TO AUTHORIZE THE TAX ASSESSOR TO EXEMPT FROM TAXATION THE FIRST \$4,000.00 OF IMPROVEMENTS ON HOUSING 20 YEARS AND OLDER PURSUANT TO AUTHORITY GRANTED IN P.L. 1975, C.104."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

July 14, 1976

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-r.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING CREATION OF A SPECIAL ACCOUNT TO DISPOSE OF FUNDS RECEIVED IN THE ADMINISTRATION OF CHAPTER 10, ARTICLE 2, SECTIONS 2:10-4 (d) (e) (g) (j) (k) (1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 4, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

8-s.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE PAYMENT OF ADDITIONAL COMPENSATION TO THE POLICE DEPARTMENT STATISTICIAN (1) IN ORDER TO MAINTAIN THE PRESENT SALARY LEVEL OF THAT POSITION." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from June 3, 1976 to June 29, 1976:

July 14, 1976

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Parent Association of St. Benedict's Elementary School | 6855 Amended |
| Society of the Holy Rosary of St. Francis Xavier Church | 6868 Amended |
| Holy Name Society of Sacred Heart of Vailsburg | 6899 Amended |
| Rosary Altar Society of Sacred Heart of Vailsburg | 6902 Amended |
| Queen of Angels - Parent Teachers Association | 6905 Amended |
| Anshe Luborowitz Sisterhood | 6928 Amended |
| Mt. Carmel Guild - Special Education for the Blind | 6955 Amended |
| Congregation Ahavas Sholom | 6981 Amended |
| Newark Lodge 237 LOOM | 6989 Amended |
| Sacred Heart Cathedral School | 6990 Amended |
| St. Ann's Parent Teachers Association | 6999 Amended |
| Sacred Heart Cathedral | 7007 Amended |
| Parent Teachers Association of Our Lady of Mt. Carmel School | 7039 Amended |
| St. Augustine's Church | 7079 Amended |
| Babyland Nursery, Inc. | 7119 Amended |
| Polish Cultural Foundation, Inc. | 7172 |
| Newark Aerie No. 44 Fraternal Order of Eagles | 7180 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Parent Teachers Association of Our Lady of Mt. Carmel School | 7004 Amended |
| Parkway Block Club | 7127 Amended |
| Clear View Baptist Church | 7171 |
| First Zion Hill Baptist Church | 7173 |
| PFC Fred Randall Post #9015 | 7174 |
| St. Rose of Lima Church | 7175 |
| House of Insight | 7176 |
| New Dawn Baptist Church | 7177 |

July 14, 1976

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RAFFLES LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Big Brothers Association of Boys' Clubs of Newark | 7178 |
| Immaculate Conception Church | 7179 |
| Golconda Temple #24 | 7181 |
| St. Michael's Altar Society | 7182 |
| Confraternity of Christian Doctrine | 7183 |
| St. Michael's Parent Teacher's Guild | 7184 |
| Rosary Society of St. Michael's Church | 7185 |
| Inmate Self Help Committee | 7186 |
| Babyland Nursery, Inc. | 7187 |
| Bronze Shields, Inc. | 7188 |
| Our Lady of Perpetual Help Church | 7189 |
| North Ward Citizens First Aid Squad, Inc. | 7190 |

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

This meeting adjourned at 3:45 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Earl Harris

Earl Harris
President



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Newark, New Jersey, July 20, 1976

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:35 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, James, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Carrino arrived at 12:45 P. M.)

The City Clerk stated Councilmen Bottone and Giuliano were absent due to illness.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 16, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of communication dated July 16, 1976 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council on Tuesday, July 20, 1976, to consider: 1) Nomination of Mr. Gregorio Castillo for reappointment to the Rent Control Board of the City of Newark, for a term expiring July 15, 1978; 2) Nomination of Mr. Joseph Rolandelli for reappointment to the Rent Control Board of the City of Newark, for a term expiring July 15, 1978; and 3) Grant from the Department of Community Affairs for \$26,819. for Summer Youth Programs and budget insertion for those funds. On July 20, 1976 the Mayor further requested the Council consider, at this special meeting, Approved Participation Application for Youth Aid and Services.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JULY 16, 1976, NOMINATING MR. GREGORIO CASTILLO FOR REAPPOINTMENT TO THE RENT CONTROL BOARD OF THE CITY OF NEWARK, AT AN ANNUAL SALARY OF \$2,500., FOR A TERM EXPIRING JULY 15, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Castillo met with the Council July 20, 1976)

July 20, 1976

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A motion to confirm the nomination of Mr. Gregorio Castillo, for reappointment to the Rent Control Board of the City of Newark, at an annual salary of \$2,500., for a term expiring July 15, 1978, was made by Councilman Allen, seconded by President Harris.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, James, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JULY 16, 1976, NOMINATING MR. JOSEPH ROLANDELLI FOR REAPPOINTMENT TO THE RENT CONTROL BOARD OF THE CITY OF NEWARK, AT AN ANNUAL SALARY OF \$2,500., FOR A TERM EXPIRING JULY 15, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Rolandelli met with the Council July 20, 1976)

A motion to confirm the nomination of Mr. Joseph Rolandelli, for reappointment to the Rent Control Board of the City of Newark, at an annual salary of \$2,500., for a term expiring July 15, 1978, was made by Councilman James, seconded by Councilwoman Villani.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, James, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

RESOLUTIONS.

7-R-a.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, D.C.A.-YOUTH IN COMMUNITY SERVICE CORPS (FISCAL YEAR 1976) \$26,819.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS-YOUTH IN COMMUNITY SERVICE CORPS (FISCAL YEAR 1976).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, James, Tucker, Villani, President Harris.

(Councilman Carrino arrived at 12:45 P. M.)

7-R-b.

RESOLUTION AUTHORIZING MAYOR TO ACCEPT \$26,819. FROM AND ENTER INTO AN AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR PURPOSE OF OPERATING A SUMMER YOUTH PROGRAM FOR DISADVANTAGED YOUTH BETWEEN AGES 14-21 YEARS, BEGINNING JULY 20, 1976 AND EXTENDING TO SEPTEMBER 15, 1976.

July 20, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk called attention there is no contract attached to this resolution. However, in his extensive conversation with the Department of Local Government Services in Trenton, he was informed that the contract would be identical to the 1974 contract which this Governing Body asked to be executed as to form. The only difference will be in that the amount is \$26,819.; the budget has been submitted and will be part of the contract and the term of the contract will be from the date of the adoption of this resolution, July 20, 1976 to September 15, 1976.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, James, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "YOUTH AID AND SERVICES" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$26,686. SLEPA \$12,164., STATE BUY IN \$665., LOCAL CASH H.C.D.A. \$13,857., TOTAL FUNDING \$26,686.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, James, Tucker, Villani, President Harris.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Carrino, James, Tucker, Villani, President Harris.

This meeting adjourned at 12:50 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio

City Clerk

Earl Harris

Earl Harris

President

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Newark, New Jersey, August 4, 1976

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:40 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Bette A. Wilkins, St. James AME Church.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 27, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JUNE, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF EMERGENCY MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JULY 6, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JUNE, 1976.

A motion to approve the Report of Contracts Awarded was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented EVALUATION REPORT #16, NORTH WARD COMMUNITY YOUTH PROJECT, DATED MAY 7, 1976, PREPARED BY NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING EVALUATION AND RESEARCH UNIT.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and staff study made for report to the Council was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF CITY-OWNED PROPERTY REVENUE ACCOUNTS AND BUDGET ACTIVITY REPORT OF EXPENDITURES, FOR THE MONTH OF MAY, 1976, SUBMITTED BY THE DIVISION OF REVENUE COLLECTIONS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF ADDICTION SERVICES, INC., FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF SOUL-O-HOUSE, INC., FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF INTEGRITY HOUSE, INC. (RESIDENTIAL), FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF INTEGRITY HOUSE, INC. (OUT-PATIENT), FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman Allen, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF DRUG ADDICTION REHABILITATION ENTERPRISES, INC., FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman Carrino, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-k.

31 The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF MOUNT CARMEL GUILD, FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-l.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF NEW WELL, FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-m.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF HOUSE OF INSIGHT, INC., FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF ODYSSEY HOUSE, INC., FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-o.

The City Clerk presented AUDIT REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF COMUNIDAD UNIDA PARA LA REHABILITATION DE ADICTO (C.U.R.A.), FOR PERIOD OCTOBER 23, 1973 THROUGH JUNE 24, 1975, PERFORMED BY THE OFFICE OF THE COMPTROLLER, CITY OF NEWARK.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study made for report to the Council was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-p.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JUNE, 1976.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-q.

The City Clerk presented SIX MONTH PROGRESS REPORT TO NEWARK, NEW JERSEY, JULY, 1976, SUBMITTED BY COMPUTER SCIENCES CORPORATION, COMMERCIAL DIVISION.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-r.

The City Clerk presented ANNUAL REPORT OF NEWARK POLICE DEPARTMENT, FOR THE YEAR 1975.

A motion that the Annual Report be received and placed on file was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-s.

The City Clerk presented REPORT OF BOARE OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF MAY, 1976.

August 4, 1976

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A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-t.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JUNE 17, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-u.

The City Clerk presented AUDIT OF NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION, FOR PERIOD JANUARY 1, 1975 THROUGH DECEMBER 31, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Audit be received and staff study made for report to the Council was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-v.

ACCOUNTANTS' REPORT ON SANITATION ENFORCEMENT PROJECT, CITY OF NEWARK, NEW JERSEY, MODEL CITIES PROGRAM, FOR PERIOD JANUARY 28, 1974 TO FEBRUARY 28, 1975, SUBMITTED BY ROSS, STEWART & BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

(No action was taken on this matter since it appeared on the July 14, 1976 Calendar as Item 4-p)

4-w.

The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF JUNE, 1976.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-x.

The City Clerk presented REPORT ON AUDIT OF ACCOUNTS, CITY OF NEWARK, FOR SIX MONTHS ENDED JUNE 30, 1976, PREPARED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report on Audit of Accounts be received and staff study made for report to the Council was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-y.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART 6, FOR THE MONTHS OF MAY AND JUNE, 1976.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-z.

The City Clerk presented ANNUAL REPORT OF DEPARTMENT OF ENGINEERING, FOR THE YEAR 1975.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-ba.

The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT AND SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF JUNE, 1976.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on file was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bb.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO JUNE, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-bc.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JUNE 16, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen; seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bd.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JUNE 16, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilman Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-be.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JUNE 16, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF MANUEL GOMEZ, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING, AND 2-STORY REAR ADDITION THERETO ON A LOT WITH 2 MAIN BUILDINGS; ON PREMISES 242-244 SECOND AVENUE.

(Vote of Board of Adjustment 4-1)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and reject this application in view of the fact there are no special reasons justifying the extension of an already existing nonconforming use, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 1-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 330 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail; give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 332 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. THOMAS ZAMPINO, 484 WASHINGTON AVENUE, BELLEVILLE, NEW JERSEY, Attorney for the applicant, stated Applications 4-A-2, 4-A-3 and 4-A-4, presently pending before the Municipal Council, are for the conversion of two 2-family homes and one 1-family home to three 3-family dwellings, located in a Second Business District where multi-family is a permitted use. The only violation is there is no on-site parking. The City of Newark presently owns the vacant adjacent lot at 336-338 Broadway. His client

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has made a \$375. deposit to purchase that property to provide parking spaces for the tenants' use only. This sale was scheduled for July 13, 1976. The Board of Adjustment recommended the granting of these variances with the condition that his client purchase this property by August 1. The Real Estate Office has rescheduled the sale of these lots for September 17, 1976. Presently they need to install fire escapes on the premises pursuant to the order of the Municipal Court. It is necessary to obtain a building permit for the installation of the fire escapes.

Mr. Zampino requested these three variances be granted based upon recommendation of the Board of Adjustment, upon condition that his client purchase the vacant lot from the City of Newark on September 17, and that a building permit be issued to allow the installation of fire escapes. He added after purchasing the vacant adjoining land, it will no longer be necessary for his client to make a variance application as there would be no violation inasmuch it would satisfy the parking requirements of the City Ordinance, but because of the fact his client must install the fire escapes, he is requesting the Council approve these variances.

Councilman Carrino asserted if it is true Mr. De Franza does not need a variance for the parking lot, then it would reinforce his idea that unless the parking lot is purchased, the Council could not approve these variances so that the client could start installing fire escapes. If in September Mr. De Franza purchases that site for parking, then this thing will go ahead anyway and he will not have to come back to the Council. Councilman Carrino recommended the Council defer action on these applications until Mr. De Franza purchases the lot for parking.

Mr. Zampino stated at this point and prior to making application for variance, tenants were living in the building as if it was a three family building. His client was instructed by the Fire Department that he was in violation because of the lack of fire escapes. He was informed he needed a building permit to install the fire escapes. When he made application, he discovered for the first time that he was not permitted three families even though he is in a multi-family zone. Mr. Zampino indicated he is appearing before the Council now because there are tenants in the building. If his client, for some reason, is unable to purchase those lots in the future, the tenants would have to vacate and the property used as existing two and one family, but he feels the fire escapes should be installed now for the protection of the tenants.

Councilman Carrino declared the fact that there are three families living in a two family house now does not justify why he should install fire escapes for the protection of those families. Ignorance of the law is no excuse. Councilman Carrino

added he is sure the applicant purchased these houses as two family houses and the fact that he has converted them into three family houses without permission does not excuse him or give the Council reason to approve the installation of fire escapes to protect those families.

Mr. Zampino reiterated these houses were used as three family houses prior to his applicant purchasing them. This is a Second Business Zone, so there are three and four family houses throughout the block.

Upon question posed by Councilman Carrino, Mr. Zampino replied these dwellings are not owner occupied.

Councilman Martinez queried if this particular lot, presently owned by the City of Newark, would be subject to public bid and the client may lose out.

Mr. Zampino replied that is the possibility to which he refers. He could not see how the property would be of any value to anyone else except his client; not only would it provide parking for the tenants but would also provide access to the rear yards which he presently cannot get into.

No one else, appearing, a motion to continue the hearing and defer action on this application was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING: ON PREMISES 334 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330,332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application to the meeting subsequent to September 17, 1976 because the applicant will not be in a position to purchase the lot before that date, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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29 The City Clerk stated these three applications will appear on the Municipal Council Calendar of September 1, 1976, as provided by law. However, action may not be taken at that meeting if the Council so desires, but with the permission of the applicant, the Council can extend the further time in which to consider these applications. The City Clerk suggested the attorney for the applicant be advised to appear at the September 1 meeting of the Municipal Council to take whatever action is necessary to protect his client's interest.

4-A-5.

The City Clerk read APPLICATION OF CENTRAL AUTO WRECKERS (JOHN J. PADOVANO, JR., OWNER); TO PERMIT IN A 3RD INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE SALES LOT IN CONJUNCTION WITH EXISTING JUNK YARD; ON PREMISES 259 EMMET STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6.

The City Clerk read APPLICATION OF BENITO LOPEZ, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT CONVERSION OF TWO FACTORY BUILDINGS TO CONTAIN: 18 DWELLING UNITS AND TEN OFFICES AT 56-58 FERRY STREET; AND 8 DWELLING UNITS AT 16-18 UNION STREET; AND WITH NO REAR YARDS; AND WITH PARKING FOR ALL DWELLING UNITS AT 16-18 UNION STREET; ON PREMISES 16-18 UNION STREET AND 56-58 FERRY STREET.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7.

The City Clerk read APPLICATION OF JOSE GOMEZ RIVERA, M. D., OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF A MEDICAL BUILDING IN EXISTING 1-STORY STRUCTURE WITH PROPOSED 2ND STORY ADDITION THERETO, AND A 2-STORY FRONT ADDITION THERETO,

AND WITH NO REAR OR SIDE YARDS, AND WITH INSUFFICIENT ON-SITE PARKING; ON PREMISES 221 SUMMER AVENUE; ON CONDITION THAT 1) THE PREMISES BE USED EXCLUSIVELY BY DR. RIVERA ONLY UNTIL ADDITIONAL OFF-STREET PARKING SPACES ARE PROVIDED IN ACCORDANCE WITH TITLE 27:5-4 OF THE ZONING ORDINANCES OF THE CITY OF NEWARK.

(Vote of Board of Adjustment 3-2)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MRS. MARIE ROMANIELLO, 108 THIRD AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council in opposition to the granting of this variance. She said there is no on-site parking, a school and a firehouse are located in this area, cars are double parked and the traffic is hazardous to the children in the area.

MR. AND MRS. DOMINICK COMUNE, 103 THIRD AVENUE, NEWARK, NEW JERSEY, and MR. GEORGE GUARINO, 110 THIRD AVENUE, NEWARK, NEW JERSEY, also appeared before the Council in opposition to the granting of this application.

Councilman Carrino noted there are many discrepancies in the transcript and there are many objectors. He indicated he will meet with the people in the community to discuss this matter. Councilman Carrino recommended the Council defer action on this application.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8.

The City Clerk read APPLICATION OF LUIS S. OTERO, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 324-328 NORTH 7TH STREET.

(Vote of Board of Adjustment 3-2)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. PAUL M. GLUCHOWSKY, 105 BROAD STREET, ELIZABETH, NEW JERSEY, Attorney for the applicant, stated this lot is being used only for parking by seven teachers from the school across the street and seven neighbors in the immediate neighborhood. He urged the Municipal Council to approve this application.

MRS. LORETTA SANTANGELO, 332 NORTH 7TH STREET, NEWARK, NEW JERSEY, said she lives next door to this lot and has parked in this lot for eleven years. There have been

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no problems, the lot is kept very clean and there is a need for this parking lot. Mrs. Santangelo urged the Municipal Council to approve this variance.

Councilman Carrino asked if the applicant intends to charge the teachers and neighbors to park in this lot.

Mr. Gluchowsky replied there have been charges for the teachers and neighbors to park in this lot.

Councilman Carrino asked Board of Adjustment Secretary Rocco J. Rossi, "Are there not laws regarding the operation of a parking lot by a private owner, charging a parking fee and obtaining a license to operate a parking lot, other than a Board of Adjustment variance?"

Board of Adjustment Secretary Rossi replied the Council would be approving the use for a public parking lot. The applicant will have to obtain a license to operate a parking lot if the Council approves the use.

Councilman Bottone queried if the applicant knows he will have to apply for a license to operate a public parking lot and pay a parking lot tax.

Mr. Gluchowsky replied in the affirmative. He said for many years this site was utilized as a parking lot. When his client purchased this property and found out this operation was illegal, he decided to legalize it by requesting a variance. His client will pay all necessary City taxes.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-9.

The City Clerk read APPLICATION OF JOSE C. JORGE, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONSTRUCTION OF A CARPORT WITH INSUFFICIENT REAR AND FRONT YARDS; ON PREMISES 65 HAWKINS STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-10.

The City Clerk read APPLICATION OF JOSE AUGUSTO NATA, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT 2-STORY REAR ADDITION TO 2-FAMILY DWELLING WITH NO SIDE YARD AND NO ON-SITE PARKING; ON PREMISES 52 BARBARA STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-11.

The City Clerk read APPLICATION OF ROGERIO M. FIDALGO, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT CONVERSION OF A 1-FAMILY DWELLING TO A 2-FAMILY DWELLING WITH 2-STORY REAR ADDITION THERETO AND WITH INSUFFICIENT SIDE YARD; ON PREMISES 14 WHITTIER PLACE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

4-A-12.

The City Clerk read APPLICATION OF SAROK AUTO SALES, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A USED CAR LOT; ON PREMISES 127-129 SOUTH STREET; ON CONDITION THAT 1) INDIRECT LIGHTING IS INSTALLED; 2) THE LOT IS BLACK-TOPPED; 3) SUCH USE IS LIMITED TO TWO YEARS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 5-0)

(Previous application rejected November 20, 1974)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris..

4-A-13.

The City Clerk read APPLICATION OF WEEQUAHIC DAY NURSERY AND SCHOOL (WILBERT ELEY, OWNER); TO PERMIT IN A 2ND RESIDENCE AND 2ND BUSINESS DISTRICTS ESTABLISHMENT OF A DAY NURSERY AND SCHOOL; ON PREMISES 426-428 CHANCELLOR AVENUE; ON CONDITION THAT 1) THE RENTAL SIGN IS REMOVED; 2) THE FACILITIES ARE USED FOR A DAY NURSERY AND SCHOOL ONLY.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-14.

The City Clerk read APPLICATION OF FABIO VARONA, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT 1-STORY REAR ADDITION TO BUILDING USED FOR A 2-FAMILY DWELLING AND PROPOSED FOOD MARKET, WITH NO ON-SITE PARKING AND INSUFFICIENT REAR YARD; ON PREMISES 55-59 JACKSON STREET.

(Vote of Board of Adjustment 4-1)

(Previous application approved October 21, 1959 - 57-59 Jackson Street)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. HARVEY A. LIEB, 744 BROAD STREET, NEWARK, NEW JERSEY, Attorney representing Mr. and Mrs. Policastro, who reside at 53 Jackson Street, almost adjacent to this property. Mr. Lieb stated the applicant wants to put a one story addition to building used for a two family dwelling and proposed food market, and makes no provision for rear yard. This addition will block off his clients' windows. Mr. Lieb noted the previous application was for a garage. He urged the Municipal Council to deny this variance.

MR. FABIO VARONA, 84 BERGEN AVENUE, KEARNY, NEW JERSEY, the applicant, appeared before the Municipal Council.

Upon question posed by Councilman Martinez, Mr. Varona replied he does not reside at 55-59 Jackson Street.

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Councilman Martinez said he will speak to some of the objectors. He recom-
mended the Council defer action on this application.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-15. The City Clerk read APPLICATION OF JOSEPH ARONOFF, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING BODY, FENDER WORK AND PAINTING; ON PREMISES 238 CENTRAL AVENUE.

(Vote of Board of Adjustment 3-2)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-16. The City Clerk read APPLICATION OF JOAQUIM VIERA (1-3 CORNELIA ST. CORP., OWNER) TO PERMIT IN A 1ST INDUSTRIAL DISTRICT 2-STORY REAR ADDITION TO 2-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 94 VAN BUREN STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-17. The City Clerk read APPLICATION OF ALVARO S. PINTO, OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT 2-STORY ADDITION TO AND CONVERSION OF A 1-STORY GARAGE TO A 2-FAMILY DWELLING WITH NO SIDE YARDS; ON PREMISES 196 OLIVER STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to

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approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-18.

The City Clerk read APPLICATION OF THE RUSSIAN ORTHODOX CHURCH OF OUR LADY OF KAZAN, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT CONSTRUCTION OF A 2-STORY REAR ADDITION TO EXISTING CHURCH WITH INSUFFICIENT REAR YARD; ON PREMISES 659 RIDGE STREET (70-78 HELLER PARKWAY).

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Carrino asked Board of Adjustment Secretary Rossi about the law regarding rear and side yards in 1st, 2nd and 3rd Residence Districts.

Board of Adjustment Secretary Rossi replied in 1st and 2nd Residence Districts, 25% depth of lot is required for rear yard; in 3rd Residence District, 15% depth of lot is required.

Councilman Carrino queried why the Board of Adjustment detracts from those existing laws.

Board of Adjustment Secretary Rossi responded the applicant comes before the Board of Adjustment for a variance because he does not have sufficient rear yard. He is asking permission to construct, convert a building or premises which lacks the required rear yard. If the Board of Adjustment, after hearing testimony, feel the lack of sufficient rear yard is not going to be detrimental to the neighborhood and will not depreciate property values, they have the right to make a decision to approve that application.

Councilman Carrino what are the legal ramifications for approving the application.

Board of Adjustment Secretary Rossi could not answer this question. He said

the Board of Adjustment considers each application and approves or denies the application on its own merits.

Councilman Carrino felt they are opening a "Pandora's box" by having people putting additions on dwellings and changing existing laws of the City of Newark. They are giving permission for extenuating circumstances. It seems instead of being an exception to the rule, they are becoming the rule.

Board of Adjustment Secretary Rossi reiterated each application is approved or denied on its own merits. Testimony is given at the Board of Adjustment meeting.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE TO AMEND TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Water Accounting and Customer Service Director Paradise, Water Accounting and Customer Service Assistant Directors Matarazzo and Graziano met with the Council May 4, 1976)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone.

No: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to table this ordinance was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE TO AMEND SECTION 4 OF ORDINANCE 6-S & F-f DATED MAY 19, 1971 ENTITLED "AN ORDINANCE TO AMEND ORDINANCE 6-S & F-e DATED FEBRUARY 17, 1971 ENTITLED 'AN ORDINANCE REPEALING SECTIONS 10 THROUGH 13 OF TITLE 25, CHAPTER 3 (WATER) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966)' AND CREATING A SEWER RENT FOR ALL WATER USERS WITHIN THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISION OF N.J.S. 40:63-7."

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Water Accounting and Customer Service Director Paradise, Water Accounting and Customer Service Assistant Directors Matarazzo and Graziano met with the Council May 4, 1976)

A motion to table this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS).

(Alexander Street, 775 feet south of the southerly curblin of South Orange Avenue

Colonnade Place, 450 feet south of the southerly curblin of 7th Avenue

Ruggiero Plaza, 390 feet south of the southerly curblin of 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM HOBSON STREET.

(Hobson Street, from Chancellor Avenue to Goldsmith Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON BANK STREET.

(Bank Street, south side, beginning at the westerly curblin of Broad Street, and extending 290 feet westerly therefrom,

Monday through Saturday 9:30 A. M. to 4:00 P. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BANK STREET.

(Deleting Bank Street, south side, from High Street to Broad Street

Adding Bank Street, south side, from University Avenue to Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

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6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HARTFORD STREET AS A ONE-WAY STREET.

(Deleting Hartford Street, Eastbound, from West Market Street to Norfolk Street

Adding Hartford Street, Eastbound, from West Market Street to Morris Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE NAMING THE NEW ROADWAY CONNECTING WAINWRIGHT STREET AND FABYAN PLACE, OVER I-78 AS WAINWRIGHT PLACE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-i.

The City Clerk read AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF PEARL STREET IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-j.

The City Clerk read AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF RAYMOND BOULEVARD IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-k.

The City Clerk read AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF BERGEN STREET, WAVERLY AVENUE, AND 18TH AVENUE, IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-1.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163. PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF TWO YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-m.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 153 ELIZABETH AVENUE, NEWARK, NEW JERSEY, BLOCK 2697, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$3,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-n.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 29 AVON PLACE, NEWARK, NEW JERSEY, BLOCK 2583, LOT 18, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$6,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-o.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF FIRST AVENUE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 75 FEET IN WIDTH AND EXTENDING FROM THIRD STREET EASTERLY TO CITY RAILROAD.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-p.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF AUGUSTA STREET AS LAID OUT 22 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM ARLINGTON STREET TO SHIPMAN STREET, AND FOR THE VACATION OF NICHOLSON STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM AUGUSTA STREET TO BRANFORD PLACE.

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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-q.

The City Clerk read AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO DELETE THE TITLE AND SALARY RANGE FOR MANAGER, REAL ESTATE MAINTENANCE AND CREATE THE TITLES AND SALARY RANGES FOR BUILDING SERVICE MANAGER AND SUPERVISOR, REPAIR AND MAINTENANCE AS PER CIVIL SERVICE CLASSIFICATION).

(Building Service Manager \$11,074. - \$13,460.

Supervisor, Repair and Maintenance 12,209. - 14,848.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-r.

The City Clerk read AN ORDINANCE TO AUTHORIZE THE TAX ASSESSOR TO EXEMPT FROM TAXATION THE FIRST \$4,000.00 OF IMPROVEMENTS ON HOUSING 20 YEARS AND OLDER PURSUANT TO AUTHORITY GRANTED IN P. L. 1975, C.104.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

6-F-s.

The City Clerk read AN ORDINANCE AUTHORIZING THE CREATION OF A SPECIAL ACCOUNT TO DISPOSE OF FUNDS RECEIVED IN THE ADMINISTRATION OF CHAPTER 10, ARTICLE 2, SECTION 2:10-4 (d) (e) (g) (j) (k) (l).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 1, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 72 AVENUE L, NEWARK, NEW JERSEY, BLOCK 2086, LOT 40, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b) (1). (ORDINANCE 6-S & F-d, ADOPTED APRIL 7, 1976) BY CHANGING PURCHASE PRICE FROM \$8,400. TO \$4,800.

August 4, 1976

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WHEREAS, the Municipal Council by Ordinance 6S&FD, dated April 7, 1976, authorized the Director of Finance to execute a Bargain and Sale deed to the Housing Authority of the City of Newark for premises commonly known as 72 Avenue L, Newark, New Jersey, Block 2086, Lot 40; and

WHEREAS, the purchase price was erroneously listed as \$8400.; and

WHEREAS, the purchase price was actually \$4800:

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That Ordinance 6S&FD adopted April 7, 1976 is hereby amended to read that the premises commonly known as 72 Avenue L, Newark, New Jersey, Block 2086, Lot 40, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$4800 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

2. In all other respects the Department of Finance shall be bound by the conditions set forth in the above cited Ordinance heretofore adopted by the City Council of the City of Newark.

3. This amending Ordinance shall take effect upon publication and passage, according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 148 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 46, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 148 Charlton Street, Newark, New Jersey, Block 2553, Lot 46, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3000 pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 144 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 48, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 144 Charlton Street, Newark, New Jersey, Block 2553, Lot 48, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3,100. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 105 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3027, LOT 11, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 105 Hedden Terrace, Newark, New Jersey, block 3027, Lot 11,, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1800 pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 138 CHARLTON STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 51, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 138 Charlton Street, Newark, New Jersey, Block 2553, Lot 51, be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3,200. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

1.9/
6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND PARAGRAPH (b) (1) OF SECTION 2:5-11, POWERS AND DUTIES OF CITY PURCHASING AGENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (TO PROVIDE EMERGENCY PURCHASE PROCEDURES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Paragraph (b)(1) of Section 2:5-11, City Purchasing Agent, Powers and Duties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended to read as follows:

(b) Powers and duties:

The City purchasing agent, under the direction and supervision of the Business Administrator, shall:

(1) (A) Prepare the advertisements, to advertise and receive bids for the purchase of all goods, services, and property, except real property or any interest therein, required by any department, office or agency of the City government.

(B) Have the power to award all purchases, contracts, and agreements not in excess of \$2500.

(C) Notwithstanding that the cost or contract price will exceed \$2500 and subject to rules and regulations as may from time to time be promulgated by the Municipal Council:

(i) Have the power to purchase goods, services or property, except real property or any interest therein, without public advertising for bids and bidding therefor, when a sudden and unforeseeable emergency affecting the public health, safety or welfare requires the immediate delivery of the goods or the performance of services before the next scheduled meeting of the Municipal Council and action by the Municipal Council is not practicable.

(ii) Have the power to purchase goods, services or property, except real property or any interest therein, not to exceed, in the aggregate, \$5,000.00 for

any one emergency without public advertising for bids and bidding therefor when an emergency, other than as described in (i), affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services before the next scheduled meeting of the Municipal Council and action by the Municipal Council is not practicable.

(D) (i) Provide written monthly reports to the Municipal Council for all purchases, contracts, and agreements under (B) above, which reports shall include (i) the department, office or agency which requested the purchase, (ii) the name of the vendor furnishing the goods or services, (iii) the dollar amount of the purchase, contract or agreement, and (iv) a copy of the certification of the Municipal Comptroller.

(ii) Provide immediate reports to the Municipal Council for all purchases, contracts, and agreements under (C) above, which report shall include all information required to be furnished in (D) (1) above; and, in addition, (a) a copy of the written requisitions describing the nature of the emergency, (b) the time of its occurrence, (c) the need for invoking the provisions of (C), all of which shall be certified by the officer or director in charge of the department, office or agency wherein the emergency occurred, and (d) a statement of the purchasing agent that he is satisfied that an emergency existed.

(E) All purchases made and contracts awarded for any supplies, materials or equipment or contractual services shall be pursuant to a written requisition from the head of the department, office or agency whose appropriation will be charged, and the certification of the comptroller that a sufficient unencumbered balance of appropriation is available to pay therefor. All such contracts shall conform with the provisions relating to city contracts generally as set forth in Sections 2:4-14 through 2:4-17.

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Giuliano.

1-1

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage.

AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXERCISE THE OPTION TO RENEW THE CONTRACT TO LEASE FOR AN ADDITIONAL YEAR, GRANTED THE CITY OF NEWARK UNDER PARAGRAPH #2 OF THE LEASE AGREEMENT WITH THE SALVATION ARMY, IRONBOUND BOYS' CLUB, COVERING THE PREMISES LOCATED AT 138 CLIFFORD STREET, IN THE CITY OF NEWARK, NEW JERSEY. (OPTION TO RENEW CONTRACT TO LEASE SAID PROPERTY FOR TERM OF ONE YEAR, COMMENCING JUNE 10, 1976, AND ENDING JUNE 9, 1977, AT A RENTAL OF \$1.00 FOR SAID TERM)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Director of the Department of Health & Welfare is hereby authorized to exercise the option to renew the contract to lease for an additional term of one year, granted The City of Newark under paragraph #2 of the lease agreement with the Salvation Army, Ironbound Boys' Club, to lease approximately 6,000 square feet of space on the ground floor of premises located at 138 Clifford Street, Newark, New Jersey.

Section 2. The Director of Health & Welfare is hereby authorized to exercise the aforesaid option to renew the lease agreement for the term of one (1) year, commencing June 10, 1976, and ending June 9, 1977, at a rental of \$1.00 for the entire term.

Section 3. Funds to pay such consideration shall be derived from the budget of the Newark Office of Elderly Affairs.

Section 4. A copy of the aforesaid lease agreement is attached hereto.

Section 5. A duly executed copy of the written final lease agreement has been filed with the Office of the City Clerk of the City of Newark, by the Director of the Department of Health & Welfare.

Section 6. This Ordinance shall take effect upon passage and publication, and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO DELETE THE TITLE OF POLICE PROPERTY CUSTODIAN AND CREATE THE TITLE OF SUPERVISING POLICE PROPERTY CLERK AS PER CIVIL SERVICE CLASSIFICATION AND CERTIFICATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6S&Fy) adopted November 22, 1966 and amendments thereto be amended by deleting the following title, title code, annual minimum salary and annual maximum salary therefor, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|----------------------------------|----------------------------------|----------------------------------|
| Police Property Custodian 11-014 | \$ 8,677 | \$ 10,547 |

Section 2. That Section 1 of the aforementioned ordinance be further amended by creating the title, title code, annual minimum salary and annual maximum salary for Supervising Police Property Clerk, therefor, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Supervising Police Property Clerk 999079 | \$ 10,547. | \$ 12,816 |

Section 3. All prior ordinances or parts of prior ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH ELIZABETH- WEEQUAHIC PRESBYTERIAN CHURCH TO LEASE THE PROPERTY LOCATED AT 761 ELIZABETH AVENUE, IN THE CITY OF NEWARK, NEW JERSEY. (CONTRACT TO LEASE SAID PROPERTY FOR TERM OF ONE YEAR, COMMENCING SEPTEMBER 1, 1976, AND ENDING AUGUST 31, 1977, AT A RENTAL OF \$5,000.00 FOR ENTIRE TERM)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Director of the Department of Health & Welfare is hereby authorized to enter into a contract on behalf of the City of Newark with the Elizabeth-Weequahic Presbyterian Church, to lease approximately 6,000 square feet of space on the ground floor of premises located at 761 Elizabeth Avenue, Newark, New Jersey.

SECTION 2. The Director of Health & Welfare is hereby authorized to lease said property for the term of one (1) year, commencing September 1, 1976, and ending on August 31, 1977, at a rental of \$5,000.00 for the entire term.

SECTION 3. Funds to pay such consideration shall be from the 1976 budget of the Newark Office of Elderly Affairs.

SECTION 4. A copy of the proposed lease agreement is attached hereto.

SECTION 5. A duly executed copy of the written final lease agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of Health & Welfare.

SECTION 6. This Ordinance shall take effect upon passage and publication, and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING "AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND RESERVOIR SITE TOWN HOUSE DEVELOPMENT CORPORATION FOR LAND CONSISTING OF APPROXIMATELY 2.7 ACRES BOUNDED BY SOUTH ORANGE AVENUE, 14TH AVENUE, SOUTH 9TH AND 7TH STREETS, FOR THE SUM OF \$10.00 PER YEAR FOR A TERM NOT TO EXCEED 50 YEARS" (ORDINANCE 6-S & F-e ADOPTED JUNE 18, 1975) BY SUBSTITUTING A LEASE WHICH SHALL SUPERSEDE IN ALL RESPECTS THE PREVIOUS LEASE BETWEEN THE PARTIES HERETO, DATED JULY 14, 1975.

WHEREAS, the City of Newark did pursuant to Ordinance 6 S&Fe, adopted June 18, 1975, entered into a lease dated July 14, 1975, with Reservoir Site Town House Development Corporation, a non-profit Housing Corporation of the State of New Jersey, for construction of a project located in a 2.7 acre tract bounded by South Orange Avenue, South 7th Street, 14th Avenue and South 9th Street; and

WHEREAS, the N.J. Housing Finance Agency (HFA) is prepared to give the developer a mortgage for the funds to construct said project, but it first requires certain changes in the lease to better protect the interest of the leasehold mortgagee; and

WHEREAS, the Law Department of the City of Newark has gone over the requested lease changes, finding same neither detrimental or inimical to the best interest of the City of Newark, has redrawn said lease to effect the requested changes and clarify its meaning, a copy of said lease is on file with the City Clerk and is available for inspection; and

WHEREAS, the Mayor has reviewed the redrafted lease and recommended its approval by this Council,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the redrafted lease, dated the 15th day of July, 1976, by and between the City of Newark, and the aforesaid Reservoir Site Town House Development Corporation be and is hereby approved in all respects in accordance with the recommendation of the Mayor and that the Mayor is hereby authorized to sign the said lease on behalf of the City of Newark, which lease when

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attested by the City Clerk and duly executed by Reservoir Site Town House Development Corporation, shall supersede in all respects the previous lease between the parties hereto, dated July 14, 1975.

2. Any Ordinance or parts thereof inconsistent with this Ordinance are hereby repealed.

3. This Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Buck, Review and Planning Officer Wilbert Allen and Economic Development Specialist Wayne Braffman met with the Council August 3, 1976)

A motion to defer action on this ordinance was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Buck, Review and Planning Officer Wilbert Allen and Economic Development Specialist Wayne Braffman met with the Council August 3, 1976)

A motion to defer action on this ordinance was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MS. YOULAVIA MERRIWEATHER, 2 MAPES TERRACE, NEWARK, NEW JERSEY, and

6-HC-b.

MS. JOYCE BROWN, ARCHDIOCESE OF NEWARK, YOUTH DEPARTMENT, 300 BROADWAY,

NEWARK, NEW JERSEY, addressed the Municipal Council regarding the needs for better skills for Newark students. They urged the Municipal Council to insure quality education to Newark students.

Councilman James stated he was proud to have these speakers address the Municipal Council on the need to improve quality education in the City. The Board of Education sets policies and priorities, determine how much money they need to fulfill priorities which they have set and then come to the Council for a budget request. The Board of Education must first accept or reject an idea; and if a worthy idea, request funds to support that proposal. Councilman James suggested the speakers present their proposal to the Board of Education at their next meeting and request the Board to decide whether or not they plan to implement the proposal.

President Harris related under State statute, the Board of Education does not have to account to anyone in City Government. The Board of Education has nine members to establish policies. The Municipal Council has no power, as elected officials, to say anything to the Board in terms of how they manage the Board of Education. President Harris pointed out 75% of the monies which operate our school system come from the State

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1.2 Government and Federal Government, and approximately 25% from the taxpayers. The Board of Education does not have a line item budget and could spend the money as they see fit without accounting to anyone in the City. President Harris stressed overexpenditures in the Board of Education and the additional powers given to the Executive Secretary of the Board of Education. He hopes the Members of the State Legislature see the wrong in granting the Board of Education power to spend money without accounting to the people. President Harris contended every Member of the Municipal Council feels very strongly about improving quality education in the City of Newark.

6-HC-c.

MS. JOYCE CARTER, 69 LINCOLN PARK, NEWARK, NEW JERSEY, stated she submitted a copy of her presentation relating to several items. She asked the Council their feelings about the East Ward seceding from the City. Ms. Carter complained about the dangerous condition of the Essex House, Knights of Columbus and the Medical Arts Building, located in the Lincoln Park area. She queried what is being done about these dangerous buildings which are being vandalized, and garbage strewn in the area.

Councilman Martinez responded regarding the secession move, the East Ward, 20% of the Newark residents, pay 46½% of the taxes but do not receive 46½% of the services. It does not mean the people are going to move to another island; they will still live in the City of Newark. His feeling is to protect the taxpayers and residents, whom he represents, who want to secede. Councilman Martinez said the Council will vote on the Essex House matter today and hopefully the construction will start in October. He contended the Knights of Columbus building should be demolished.

Councilman Tucker related there were community groups who wanted to move into the Knights of Columbus building. The City acquired that building a year ago and much of the vandalism took place prior to that time. He is hopeful some of the community groups will have the financial resources to deal with that building because it is a tremendous landmark in the City. As far as they know right now, there is no community group or interested group, including the Historical Society, who wants to move on that building. Councilman Tucker said at this point and time, the Housing Development and Rehabilitation Corporation is trying to get developers to develop the Medical Arts Building for housing, but there is nothing definite about it. The City has moved continuously to board up this building but the vandals get in, so all they can do is to continue to board it up until the City makes a decision to demolish it or get it ready for development.

Councilman Tucker continued regarding the secession movement, any citizen of the City of Newark has a right to make up his own mind on this move. It will have to

be decided, not by the Mayor or the Municipal Council, but ultimately by the State Legislature. Some of the residents have raised valid points. He is not saying that particular decision will be made. He is not saying that it will be supported by all parties involved, but he does feel the people have a right to say they want to secede or want to be a part of it. Representatives from the Lincoln Park area have come forward about the Drug Rehabilitation Programs in this area. This is a beautiful area and he is hopeful the redevelopment of this area will be a priority.

Councilman James stated he received the letter and proposal and indicated to the speaker the Board of Education is an educational matter. He forwarded the East Ward matter directly to Councilman Martinez. A copy of the proposal will be forwarded to the Council President and to each Councilman-at-Large to afford them the opportunity to address the speaker individually. Councilman James said one question raised in Ms. Carter's letter, which was not brought forth today, is why has the Council and/or City allowed all drug rehabilitation centers to locate in the Lincoln Park area when there are residents in the area? This question should be answered.

President Harris was not in accord with his colleague, the East Ward Councilman, about the secession. He congratulated Ms. Carter for her interest and dedication to the City of Newark.

6-HC-d.

MRS. BESSIE WALKER WILLIAMS, 35 VAN VECHTEN STREET, NEWARK, NEW JERSEY,

addressed the Municipal Council about treatment of weak and senile tenants and the Van Vechten Health Center. She stressed the need for additional security.

6-HC-e.

MR. WALTER S. PERNA, 313 SUMMER AVENUE, NEWARK, NEW JERSEY, complained about

water and sewer problems in the area. He questioned the bill from the Water Department which included the outside job, but he did not get an itemized bill or a guarantee for the work.

Councilman Carrino related Mr. Perna came to his office two weeks ago and within three days a truck went there to fill the hole. The Council went as far as it could to provide the service, and is not responsible for the administration of the City. Regarding the patchwork, the policy of the City is to first put down the temporary asphalt and go back in two weeks to make it permanent. Councilman Carrino added a letter and an itemized bill will be forwarded to Mr. Perna. He indicated he will look into this matter.

6-HC-f.

MR. GEORGE WILSON, VICE PRESIDENT, NORTH WARD PROPERTY OWNERS ASSOCIATION,

570 RIDGE STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council. He spoke

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about tax abatement and collection of percentage of gross shelter rents in lieu of taxes. Mr. Wilson urged the Municipal Council to declare a moratorium on any form of tax abatement.

6-HC-g.

MRS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, spoke about the needs of Senior Citizens. She appealed to the Council to help the Senior Citizens.

A motion to permit Mr. Eugene J. Reilly, Sr. to address the Municipal Council at this time was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-h.

MR. EUGENE J. REILLY, SR., 71 SUNSET AVENUE, NEWARK, NEW JERSEY, a former City employee, related incidents involving the theft of a truck and threats on his life. He appealed to the Council for immediate help.

Councilman Bottone requested Mr. Reilly give him the details in writing. He said he will look into this matter.

MR. DONALD F. MICELI, LEGAL ASSISTANT, appeared before the Municipal Council.

He stated there are a number of items on this Calendar that were forwarded to the Council for consideration by the Mayor's Office of Employment and Training, for which the Council has requested additional information. He has been informed by the Director of the Mayor's Office of Employment and Training that four of those items, 7-R-by, 7-R-cc, 7-R-ce and 7-R-ci, are of an urgent nature inasmuch as they could have an impact on the programmatic timetable and the population served. Specifically, the information that was requested by the Municipal Council was the legal and factual basis for the award of the contracts without competitive bidding. There was apparently a misunderstanding as to who would supply that information. Deputy Director Zinnerford Smith did supply information. However, he has been informed that what the Council desired was a legal opinion to that effect.

Mr. Miceli respectfully requested the Municipal Council to consider these matters in the absence of the opinion, but expressly conditioned on the receipt of a favorable opinion by the Office of the Corporation Counsel. No funds would be expended until receipt of such favorable ruling.

President Harris asked if this matter was discussed with Corporation Counsel Buck.

Mr. Miceli replied in the affirmative.

President Harris said Corporation Counsel Buck appeared before the Municipal Council prior to this meeting, and at that time he was not of the same opinion that he is now. He does not know if his colleagues received the same opinion.

The City Clerk stated he received a letter from Mr. Zinnerford Smith, at 12:28 P. M. today, a letter which states in reference to Resolutions 7-R-ce and 7-R-ci, two of the resolutions referred to by Mr. Miceli:

"Please be advised that the above cited resolutions contain an erroneous reference to award without competitive bidding.

The above were awarded to the lowest responsible bidder pursuant to advertising on June 16, 1976 and the receipt of bids therefor, copies of which are attached.

Accordingly, please delete on each resolution the reference to award without competitive bidding and insert in lieu thereof the following:

'The contract is awarded to the lowest responsible bidder pursuant to advertising therefor and the receipt of bids thereon.'"

The City Clerk noted the material submitted as justification for the statement that it was awarded to the lowest responsible bidder, unfortunately is incorrect.

The City Clerk asked Mr. Miceli what is his justification for Resolutions 7-R-ce and 7-R-ci.

Mr. Miceli replied he is saying that these items, after consideration of the Corporation Counsel, a determination will be made as to whether they are proper.

The City Clerk pointed out there are several resolutions which were scheduled to be deferred if the Council had not received from the Law Department the certification referred to by Mr. Miceli, mainly that the resolution should spell out specifically the reason which made it impossible to award contract to the lowest responsible bidder and therefore to take advantage of the statute which permitted them to award contracts in this fashion. When the Council gets to these resolutions, it is up to the Council whether or not they will accept Mr. Miceli's recommendation to adopt these resolutions conditionally.

PETITION FOR CIVILIAN POLICE REVIEW BOARD.

The City Clerk read letter from First Assistant Corporation Counsel Perillo, dated August 3, 1976, in reference to the matter of Frank D'Ascensio v. James Benjamin, et als:

"The City's application for a stay pending hearing on the petition for certification in the above matter was denied by the Appellate Division. As a result, you are to submit the proposed ordinance to the Municipal Council for their consideration as soon as possible."

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The City Clerk also read letter from Corporation Counsel Buck, dated December 10, 1975:

"I am returning to you unsigned the ordinance establishing a Civilian Complaint Review Board. This ordinance calls for the granting of the power to issue subpoenas to a board of the municipality by the Municipal Council.

I must advise you that the City does not have the power to make such a grant. Although there is no expressed statutory or case law prohibiting the City from granting subpoena powers to a local agency, every instance in which an agency has been empowered to issue subpoenas, it was derived from a specific statutory authorization.

Additionally, the New Jersey Legislature in N.J.S.A. 40:48-25 provides that the legislative body (i.e., City Council) of a municipality or an appointed committee thereof, with respect to any subject or matter within its jurisdiction, may issue subpoenas to require the testimony of persons within the State. There are no provisions related thereto permitting the City to delegate said subpoena powers to an inferior body. Moreover, to assume that the City could grant such powers to a local board pursuant to its home rule powers (40:42-1 et seq.) would render the above statute superfluous and needlessly infer that our legislature's actions are redundant.

It is therefore my considered opinion that the provisions in the proposed ordinance relating to a grant of subpoena powers renders the ordinance defective. Therefore, it cannot be approved as to form and legality."

The City Clerk stated, "Based upon an order that was issued by the court in this matter, I submitted to the Municipal Council for adoption the ordinance which was submitted in the petition of Mr. Benjamin and his committee of petitioners and on December 17, 1975, under Item 6-Ph, S & F-a, the ordinance, containing material which the Corporation Counsel said was illegal, was tabled. By virtue of the fact that this order orders me to have the Council take affirmative action within sixty days, then it would appear on the ballot in November.

I have been directed by the Municipal Council to direct the Corporation Counsel to take an appeal from the decision reached by the Appellate Division of the Superior Court in this matter to dispose of the objections to the effect that it is inadvisable and illegal to submit for adoption by the Council an ordinance which is obviously illegal, as stated by the Corporation Counsel in his letter of December 10, 1975."

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A motion directing the Corporation Counsel to take an appeal from the decision reached by the Appellate Division of the Superior Court in the matter of the Police Review Board, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION APPROVING APPLICATION AND PLAN OF INDUSTRIAL EQUIPMENT URBAN RENEWAL ASSOCIATION, A PARTNERSHIP, FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON LAND LOCATED AT 459-467 RAYMOND BOULEVARD, AND REAR OF 459-465 RAYMOND BOULEVARD (BLOCK 2462, LOTS 27 AND 22, RESPECTIVELY) MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT OR A PERIOD OF 15 YEARS FROM DATE OF COMPLETION OF SAID PROJECT IN COMPLIANCE WITH, AND SUBJECT TO PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 40:55C-40 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$198.65 TO DETECTIVE EDWARD JONES UPON RECEIPT OF A GENERAL RELEASE (AND A SUBROGATION AGREEMENT EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK) AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGES TO HIS PRIVATE AUTOMOBILE, WHICH HE WAS USING FOR OFFICIAL POLICE PURPOSES AT WHICH TIME HE WAS INVOLVED IN A COLLISION AT INTERSECTION OF SPRINGFIELD AVENUE AND SOUTH EIGHTEENTH STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1.33
7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$108.85 TO FIREFIGHTER ROBERT A. RADECKE UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES TO HIS PRIVATE AUTOMOBILE WHILE RESPONDING TO A FIRE AT JERSEY CENTRAL RAILROAD YARD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR ON BEHALF OF CITY OF NEWARK TO EXECUTE A CONSENT, IN FORM ANNEXED TO ATTACHED ORIGINAL OF THE AGREEMENT OF SUB-LEASE BETWEEN CITY OF NEWARK AND NORRIS INDUSTRIES, INC. AS SUBLESSOR AND THE FYR-FYTER CO., INC. AS SUBLESSEE, ROUTES 1 AND 9 AND WESTINGHOUSE STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, WOMEN, INFANT'S AND CHILDREN'S PROGRAM, \$615,480.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, \$400,000.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY, CRIMINAL JUSTICE COORDINATING COUNCIL PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by

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Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, DEMONSTRATION NEIGHBORHOOD PRESERVATION PROGRAM GRANT, \$250,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

EMERGENCY RESOLUTION APPROPRIATING \$15,000., DEPARTMENT OF LAW, PROFESSIONAL SERVICES; TO PROVIDE FUNDS TO ENABLE THE CITY TO CONTINUE TO RETAIN THE LEGAL SERVICES OF MR. GERALD DORF IN CERTAIN LABOR MATTERS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Walls and Corporation Counsel Buck to meet with the Municipal Council at their pre-meeting conference August 31, 1976 to discuss this matter, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION DESIGNATING INTERSECTION OF SIXTH AVENUE AND MT. PROSPECT AVENUE AS A STOP INTERSECTION AND MARKED, PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-j.

EMERGENCY RESOLUTION APPROPRIATING \$55,400., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, SALARIES AND WAGES, TO PROVIDE FOR TWO CATCH BASIN CLEANING CREWS AND ONE SEWER JET CLEANING CREW; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

EMERGENCY RESOLUTION APPROPRIATING \$14,400., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, TO PROVIDE FUNDS FOR POSTAGE; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM FREDERICK F. HEYECK AND EDNA M. HEYECK, HIS WIFE, OWNERS OF PREMISES 423 SOUTH 7TH STREET, BLOCK 302, LOT 25, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ROCCO J. CORCIONE AND FRANCES CORCIONE, HIS WIFE, OWNERS OF PREMISES 45 HUDSON STREET, BLOCK 2849, LOT 24, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM DOMINICK ALERCIO, ET ALS, OWNERS OF PREMISES 40 WILSEY AVENUE, BLOCK 402, LOT 34, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MARY ROSE EVERHART AND JOSEPH EVERHART, HER HUSBAND, OWNERS OF PREMISES 453 SOUTH 10TH STREET, BLOCK 288, LOT 19, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM McCARTER SPRING CORP., A CORPORATION OF THE STATE OF NEW JERSEY, OWNERS OF PREMISES 38-44 SPRING STREET AND 46-48 SPRING STREET, BLOCK 8, LOT 83 AND 84, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HARRY T. SPELLMAN, COMMUNITY RELATIONS SPECIALIST, OFFICE OF THE MAYOR, NEWARK HUMAN RIGHTS COMMISSION, FOR PERIOD BEGINNING AUGUST 9, 1976 AND ENDING FEBRUARY 9, 1977. (HEALTH AND WELFARE POSITION - FIRST LEAVE BEGAN FEBRUARY 9, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDITH BRESCIA, BUILDING SERVICE WORKER, DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, BUREAU OF PUBLIC BUILDINGS, FOR PERIOD BEGINNING SEPTEMBER 8, 1976 AND ENDING MARCH 8, 1977. (TO CONTINUE WORKING IN BOARD OF ADJUSTMENT - FIRST LEAVE BEGAN MARCH 8, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CARMEN A. BIASE, PUBLIC RELATIONS OFFICER, POLICE DEPARTMENT, ADMINISTRATION DIVISION, FOR PERIOD BEGINNING APRIL 25, 1976 AND ENDING OCTOBER 25, 1976. (TO CONTINUE AS DEPUTY MAYOR - FIRST LEAVE BEGAN OCTOBER 23, 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LUCILLE DICKINSON, BUDGET EXAMINER, DEPARTMENT OF ADMINISTRATION, BUDGET DIVISION, FOR PERIOD BEGINNING OCTOBER 7, 1975 AND ENDING APRIL 6, 1976. (ASSISTANT TO DIRECTOR OF FINANCE - FIRST LEAVE BEGAN APRIL 7, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LUCILLE DICKINSON, BUDGET EXAMINER, DEPARTMENT OF ADMINISTRATION, BUDGET DIVISION, FOR PERIOD BEGINNING APRIL 6, 1976 AND ENDING OCTOBER 6, 1976. (ASSISTANT TO DIRECTOR OF FINANCE - FIRST LEAVE BEGAN APRIL 7, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VINCENT W.

BONO, WATER METER REPAIRMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF WATER SUPPLY, FOR PERIOD BEGINNING JULY 11, 1976 AND ENDING JANUARY 10, 1977. (TO CONTINUE WORKING IN DIVISION OF INSPECTIONS - FIRST LEAVE BEGAN APRIL 6, 1970)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JAN VANDERPOOL,

SENIOR PERSONNEL TECHNICIAN, DEPARTMENT OF ADMINISTRATION, PERSONNEL DIVISION, FOR PERIOD BEGINNING JULY 12, 1976 AND ENDING JANUARY 12, 1977. (WORK ON C.M.D.S., FEDERAL - FIRST LEAVE BEGAN JANUARY 12, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT

NEEDED FOR PUBLIC USE, STERILIZER, HEALTH (DENTAL) AND CAST IRON CURBING (APPROXIMATELY 1 TON MISCELLANEOUS SCRAP), PUBLIC WORKS (STREETS), PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 346 JUNK VEHICLES, RECOVERED

AND UNCLAIMED MOTOR VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

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RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH JOSLOFF INDUSTRIES, INC., 183 MEEKER AVENUE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR FURNISHING AND REPLACING GLASS AND PLEXIGLASS WINDOWS IN ALL CITY BUILDINGS, FOR A ONE YEAR PERIOD, EFFECTIVE AUGUST 10, 1976 TO AUGUST 9, 1977 INCLUSIVE, FOR AMOUNT NOT TO EXCEED \$25,000., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS. (TOTAL AMOUNT TO BE PAID FROM 1976 PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY OPERATING BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH PRIDE ENVIRONMENTAL SERVICES, INC., 1536 YOU STREET N.W., WASHINGTON, D. C., ONLY RESPONSIBLE BIDDER, FOR SIX HUNDRED THIRTY TWO (632) LITTER CONTAINERS, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, IN AMOUNT NOT TO EXCEED \$97,960. (TOTAL AMOUNT SHALL BE PAID FROM HOUSING AND COMMUNITY DEVELOPMENT ACT I TRUST ACCOUNT-RESOLUTION 7-R-cq, FEBRUARY 5, 1975. AMOUNT ENCUMBERED IN 1975 BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Walls, Public Works Director Friscia, Purchasing Agent Lucarelli and Mayor's Policy and Development Office Executive Director Dennison to meet with the Municipal Council at their pre-meeting conference August 31, 1976 to discuss this matter, was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY ENTITLED "TACTICAL ANTI-CRIME TEAMS" PROPOSED TO BE FUNDED IN THE AMOUNT \$151,676., SLEPA \$130,427., STATE BUY-IN \$7,246., LOCAL CASH H.C.D.A. \$7,246.* *TOTAL LOCAL CASH OF \$14,003. TO BE PROVIDED FROM HCDA II.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

August 4, 1976

7-R-bc.

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RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE URBAN HEALTH INSTITUTE AND URBAN HEALTH COMPONENT FOR PROVISION OF HIGH QUALITY AMBULATORY PREVENTIVE HEALTH SERVICES TO THE ELDERLY RESIDENTS OF CITY OF NEWARK AT THE IRONBOUND SENIOR CITIZENS CENTER, 138 CLIFFORD STREET, NEWARK, NEW JERSEY, FOR PERIOD AUGUST 5, 1976 TO AUGUST 4, 1977. (MAXIMUM AMOUNT \$5,381. BUDGETED IN OFFICE OF ELDERLY AFFAIRS, H.C.D.A. (II) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH HEALTH EXAMINETICS, INC. FOR PROVISION OF MEDICAL AND CLINICAL EXAMINATIONS FOR DRUG ADDICTS BEING SERVED UNDER NEWARK'S MULTIPHASIC DRUG TREATMENT PROGRAM, FOR PERIOD AUGUST 5, 1976 TO JULY 31, 1977. (TOTAL ESTIMATED OPERATING BUDGET \$117,745. FUNDED OUT OF HOUSING AND COMMUNITY DEVELOPMENT ACT, YEAR II) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH NEW WELL NARCOTIC REHABILITATION CENTER, INC. BY WHICH \$36,064.33 WILL BE TRANSFERRED BY CITY OF NEWARK (H.C.D.A., YEAR II) TO NEW WELL, INC. TO ENABLE IT TO USE FUNDS AS A LOCAL SHARE CONTRIBUTION TO MATCH GRANT OF \$120,214.10 FROM THE NATIONAL INSTITUTE OF DRUG ABUSE FOR H-19 STAFFING GRANT, TO PROVIDE COORDINATED DRUG TREATMENT FOR NEWARK RESIDENTS, FOR PERIOD SEPTEMBER 1, 1976 TO JUNE 24, 1977. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE STATE OF NEW JERSEY DEPARTMENT OF CIVIL SERVICE, TRAINING CENTER, FOR FORTY-EIGHT HOURS OF SPANISH LESSONS FOR STAFF OF WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.), FOR PERIOD AUGUST 6, 1976 TO OCTOBER 22, 1976. (MAXIMUM AMOUNT TO BE PAID BY CITY \$540., BUDGETED IN W.I.C. PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AMENDING RESOLUTION 7-R-bc, SEPTEMBER 3, 1975, PARAGRAPH #2, TO READ "THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE BE AND HE IS HEREBY AUTHORIZED TO ENTER INTO A CONTRACT WITH THE NEWARK SERVICES CORPORATION, FOR THE PERIOD FROM SEPTEMBER 1, 1975 TO JUNE 30, 1976, FOR THE PROVISION OF THE SERVICES REQUIRED TO COMPLY WITH THE SPECIFICATIONS OF THE HAZARD REDUCTION COMPONENT OF THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, FOR THE SUM OF \$26,000.00., " AMOUNT INCREASED FROM \$16,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned on the receipt of evaluation reports on Newark Services Corporation by the United States Department of Health, Education and Welfare and the Ford Foundation, was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

EMERGENCY RESOLUTION APPROPRIATING \$5,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, SERVICE BY CONTRACT OR AGREEMENT, REPAIR OF OVERHEAD DOORS, TO PROVIDE FUNDS FOR REPAIR OF OVERHEAD DOORS AT FIRE AND POLICE STATIONS AND OTHER CITY AGENCIES THAT RESPOND TO EMERGENCY CALLS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Budget Director Murphy met with the Council August 3, 1976)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTION IN 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, SALARIES AND WAGES, DUE TO DEMOTIONAL AND BUMPING RIGHTS OF CIVIL SERVICE EMPLOYEES REASSIGNED TO DIVISION OF SEWERS, EFFECTIVE JULY 15, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH S & S CONSTRUCTION CO., 38 KEER AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR REPAIRING OF ROOFS, (586-594 SPRINGFIELD AVENUE) IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, IN AMOUNT NOT TO EXCEED \$4,732. (TOTAL AMOUNT SHALL BE PAID FROM SPECIAL APPROPRIATION RESOLUTION - UNCLASSIFIED PURPOSES 7-R-y, MARCH 16, 1976; AMOUNT ENCUMBERED IN 1976 BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration as per request of Acting Tax Collector Kenneth A. Joseph, was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION ACCEPTING BID OF LATHAN & THOMAS PRODUCTIONS, INC. TO LEASE APPROXIMATELY 10,744 SQUARE FEET OF SPACE LOCATED IN THE SUB-BASEMENT AND OFFICE SPACE LOCATED ON THE FOURTH FLOOR OF CITY-OWNED PREMISES, 16-20 PARK PLACE, NEWARK, NEW JERSEY, FOR \$202.41 PER MONTH FOR AN EIGHT (8) MONTH TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE ON BEHALF OF THE CITY OF NEWARK.

August 4, 1976

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Acting Tax Collector Joseph and Real Estate Officer Milano to meet with the Municipal Council at their pre-meeting conference August 31, 1976 to discuss this matter, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION ACCEPTING BID OF THOMAS J. ROLLINS AND MRS. FREDDIE LEE ALLEN, CO-TENANTS TO LEASE APPROXIMATELY 1,050 SQUARE FEET OF STORE SPACE ON THE FIRST FLOOR AT CITY-OWNED PREMISES 1008-1010 BERGEN STREET, NEWARK, NEW JERSEY, FOR \$175.00 PER MONTH FOR A ONE YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION ACCEPTING BID OF GREATER NEWARK URBAN COALITION TO LEASE CITY-OWNED PROPERTY AT 1020 BROAD STREET, NEWARK, NEW JERSEY, KNOWN AS SYMPHONY HALL FOR \$5,600.00 FOR A PERIOD OF 7 DAYS; AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION ACCEPTING BID OF NATHAN A. SIEGLER & SON, ARCHITECTS TO LEASE APPROXIMATELY 800 SQUARE FEET OF OFFICE SPACE ON THE SEVENTH FLOOR AT CITY-OWNED PREMISES 20 PARK PLACE, NEWARK, NEW JERSEY, FOR \$250.00 PER MONTH FOR A SIX MONTH TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEWARK SERVICES CORPORATION, FOR PERIOD AUGUST 5, 1976 TO DECEMBER 31, 1976, FOR PROVISION OF SERVICES REQUIRED TO COMPLY WITH SPECIFICATIONS OF THE HAZARD REDUCTION COMPONENT OF THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, AT MAXIMUM AMOUNT OF \$6,000. WHICH SHALL BE DERIVED FROM A GRANT FROM THE U. S. DEPARTMENT OF HEALTH, EDUCATION AND WELFARE FOR PERIOD JULY 1, 1976 TO DECEMBER 31, 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned on the receipt of evaluation reports on Newark Services Corporation by the United States Department of Health, Education and Welfare and the Ford Foundation, was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AMENDING RESOLUTION 7-R-ba, ADOPTED NOVEMBER 17, 1975, "THROUGH STREET" DESIGNATION OF FABYAN PLACE AND MT. PROSPECT AVENUE TO READ: "FABYAN PLACE, BETWEEN HAWTHORNE AVENUE AND CLINTON AVENUE; MT. PROSPECT AVENUE, BETWEEN BLOOMFIELD AVENUE AND BELLEVILLE TOWN LINE" AND INSTALLING STOP SIGNS ON THE NEAR RIGHT SIDE OF EACH STREET INTERSECTING THE THROUGH STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$250. AND WRITE OFF BALANCE OF CHARGES IN AMOUNT OF \$119.45 ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, IN SETTLEMENT OF CLAIM AGAINST JAMES WRIGHT ET AL FOR DAMAGES TO NEWARK FIRE DEPARTMENT STATION WAGON IN AN INTERSECTION ACCIDENT AT CENTRAL AVENUE AND HOLLYWOOD AVENUE, EAST ORANGE.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT PAYABLE TO JAMES AND CLEMETEE LENIX AND DIAMOND, GROSSMAN, PITMAN, AND UDINE, ATTORNEYS, 1435 MORRIS AVENUE, UNION, NEW JERSEY, IN SUM OF \$2,400., UPON RECEIPT OF ALL DOCUMENTS AND PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT OF DAMAGES TO THEIR PROPERTY 232 PESHINE AVENUE WHILE NEWARK PEP EMPLOYEES WERE DEMOLISHING BUILDING ADJACENT TO THEIR PROPERTY, 228-230 PESHINE AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$1,511. AND WRITE OFF BALANCE OF CHARGES IN AMOUNT OF \$1,007.40 ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, IN SETTLEMENT OF CLAIM AGAINST JAMES SAUNDERS FOR DAMAGES TO CITY VEHICLE, IN AMOUNT OF \$2,518.40; EMERGENCY MEDICAL SERVICES AMBULANCE WAS INVOLVED IN COLLISION AT CENTRAL AVENUE AND SOUTH ARLINGTON STREET, EAST ORANGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION REQUESTING NEW JERSEY DEPARTMENT OF TRANSPORTATION TO DEVELOP A BIKEWAY BETWEEN BRANCH BROOK PARK AND WEEQUAHIC PARK AND EMPOWERING DIRECTOR OF ENGINEERING TO SUBMIT ANY AND ALL APPLICATIONS NECESSARY TO CARRY OUT SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION REQUESTING STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION TO EXECUTE A CONTRACT WITH A CONSULTING ENGINEERING FIRM TO PROVIDE FOR FINAL DESIGN AND CONSTRUCTION PLANS FOR EXPANSION OF NEWARK COMPUTERIZED SURVEILLANCE AND TRAFFIC SIGNAL CONTROL SYSTEM, AT ESTIMATED COST OF \$1,900,000. TO BE FUNDED THROUGH STATE AND FEDERAL FUNDS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO BE CITY'S REPRESENTATIVE FOR IMPLEMENTING PROJECT AND IS AUTHORIZED TO FILE REQUIRED APPLICATION FOR SAID PROJECT ON BEHALF OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$1,000. PAYABLE TO ISMAEL SANCHEZ AND JOSE RIVERA AND CHECK FOR \$1,000. PAYABLE TO JOSE TORRES AND JOSE RIVERA IN SETTLEMENT OF CLAIM FOR ALLEGED FALSE ARREST BY NEWARK POLICE FORCE ON SEPTEMBER 1, 1974, IN BRANCH BROOK PARK, DURING THE "LABOR DAY DISTURBANCES."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE, FOR A PERIOD OF 90 DAYS FROM DATE OF ADOPTION OF THIS RESOLUTION, PURSUANT TO N.J.S.A. 40:5-7.1, TO INVEST IDLE FUNDS SO AS TO EARN MAXIMUM AMOUNT OF INTEREST THEREON; AND TO REPORT SUCH INVESTMENTS TO THE MUNICIPAL COUNCIL, PURSUANT TO N.J.S.A. 40:5-7.2.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

August 4, 1976

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TOTALLING

\$461,069.26, TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT "A", OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF THE TAX COLLECTOR BY REASON OF STATE BOARD JUDGMENTS, COUNTY BOARD JUDGMENTS AND CASH OVERPAYMENTS FOR YEARS 1971, 1972, 1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER WHO WILL OPERATE A SECRETARIAL SKILLS TRAINING PROGRAM FOR THIRTY (30) TRAINEES FOR SUM NOT TO EXCEED \$64,677.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon the receipt of justification from the Law Department for not competitively bidding the contract authorized by this resolution, was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION RATIFYING CONTRACT WITH THEATER OF UNIVERSAL IMAGES FOR PERIOD

JULY 1, 1976 TO AUGUST 4, 1976 AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH THEATER OF UNIVERSAL IMAGES FOR PERIOD AUGUST 5, 1976 TO SEPTEMBER 30, 1976 WHO WILL OPERATE A TRAINING PROGRAM FOR NEWARK RESIDENTS IN RADIO-TELEVISION PRODUCTION AND CINEMATOGRAPHY FOR SUM NOT TO EXCEED \$45,610.50; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was rejected July 14, 1976)

A motion to table this resolution and directing the City Clerk to invite the Director of Employment and Training to meet with the Municipal Council at their special conference September 7, 1976 to discuss this matter, was made by Councilman Bottone,

seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION RATIFYING CONTRACT WITH COMMUNITY INFORMATION ASSOCIATION FOR PERIOD JULY 15, 1976 TO AUGUST 4, 1976 AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH COMMUNITY INFORMATION ASSOCIATION FOR PERIOD AUGUST 5, 1976 TO OCTOBER 5, 1976 WHO WILL OPERATE A TRAINING PROGRAM FOR COMMUNITY ASSISTANT TRAINEES FOR SUM NOT TO EXCEED \$31,790.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was rejected July 14, 1976)

A motion to table this resolution and directing the City Clerk to invite the Director of Employment and Training to meet with the Municipal Council at their special conference September 7, 1976 to discuss this matter, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION RATIFYING CONTRACT WITH BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF ESSEX, STATE OF NEW JERSEY, ACTING FOR THE ESSEX COUNTY CORRECTIONS CENTER FOR PERIOD JULY 1, 1976 TO AUGUST 4, 1976 AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF ESSEX, STATE OF NEW JERSEY, ACTING FOR THE ESSEX COUNTY CORRECTIONS CENTER FOR PERIOD AUGUST 5, 1976 TO SEPTEMBER 30, 1976 WHO WILL PROVIDE A VOCATIONAL REHABILITATION PROGRAM FOR INMATE PARTICIPANTS OF ESSEX COUNTY AND NEWARK RESIDENT INMATE PARTICIPANTS FOR SUM NOT TO EXCEED \$38,054.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

August 4, 1976

7-R-cc.

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RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH KRIVIT AND KRIVIT, WITH PRINCIPAL OFFICES AT 111 DUBBINGTON PLACE, S. E., WASHINGTON, D. C., TO SERVE AS A CONSULTANT FOR FEDERAL REPRESENTATION AND ANALYSIS TO THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR SUM NOT TO EXCEED \$25,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon the receipt of justification from the Law Department for not competitively bidding the contract authorized by this resolution, was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, President Harris.

Not Voting: Councilmen Bottone, Carrino, Villani.

7-R-cd.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH CHARLES MATTHEWS, 360 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, TO SERVE AS AN EQUAL EMPLOYMENT OPPORTUNITY CONSULTANT TO THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR COMPENSATION AT A RATE OF \$75. PER DAY FOR SUM NOT TO EXCEED \$7,500.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., WHO WILL PROVIDE ON-THE-JOB TRAINING PROGRAM FOR SUM NOT TO EXCEED \$68,245.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon the receipt of justification from the Law Department for not competitively bidding the contract authorized by this

resolution, was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AMENDING RESOLUTION 7-R-h, JULY 3, 1974, NEWARK DAY CARE COUNCIL, BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT NOT IN EXCESS OF \$488,440.; SOURCE OF FUNDS - CETA, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AMENDING RESOLUTION 7-R-bp, SEPTEMBER 17, 1975, BABYLAND NURSERY, INC., BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1976 AND INCREASING AMOUNT OF CONTRACT NOT IN EXCESS OF \$65,929.; SOURCE OF FUNDS - CETA, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ANTHRONE PLATING CORPORATION, 109 - 14TH AVENUE, NEWARK, NEW JERSEY, WHO WILL OPERATE A PLATING SPECIALIST AND TECHNICIANS TRAINING PROGRAM FOR FOURTEEN (14) TRAINEES FOR SUM NOT TO EXCEED \$35,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION WHO WILL PROVIDE ON-THE-JOB TRAINING PROGRAM FOR SUM NOT TO EXCEED \$169,390.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon the receipt of justification from the Law Department for not competitively bidding the contract authorized by this resolution, was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION RATIFYING CONTRACT WITH UNITED COMMUNITY CORPORATION FOR PROVISION OF CATERING SERVICES OF MEALS FOR PERIOD NOVEMBER 1, 1975 TO MAY 7, 1976; AMOUNT PAID BY CITY OF NEWARK UNDER SAID CONTRACT IS \$110,370.36, WHICH AMOUNT WAS DERIVED FROM GRANT OF TITLE VII FUNDS AWARDED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS. (CONTRACT WAS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon the receipt of justification from the Law Department for not competitively bidding the contract authorized by this resolution, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ck.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK FOR PERIOD AUGUST 5, 1976 TO OCTOBER 29, 1976; NO COMPENSATION SHALL BE PAID TO THE CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH AARON FINKELSTEIN, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD AUGUST 9, 1976 TO DECEMBER 31, 1976; MAXIMUM AMOUNT TO BE PAID UNDER CONTRACT IS \$4,200. AND BUDGETED IN MUNICIPAL OPERATING BUDGET FOR 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH R. & G. AFFILIATES, INC. FOR PURCHASE OF FURNITURE ITEMS TO BE LOCATED AT 761 ELIZABETH AVENUE, NEWARK; MAXIMUM AMOUNT TO BE PAID IS \$2,472., BUDGETED IN OFFICE OF ELDERLY AFFAIRS, H.C.D.A. II. (SENIOR CITIZENS CENTER LOCATED AT ELIZABETH-WEEQUAHIC PRESBYTERIAN CHURCH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration in view of the fact the Department of Health and Welfare will make the purchases involved in this resolution through the Purchasing Agent in accordance with existing policy, was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH PARAGON UNIFORM RENTALS, INC. FOR PURCHASE OF UNIFORMS FOR STAFF OF EMERGENCY MEDICAL TRANSPORTATION SERVICE: MAXIMUM AMOUNT TO BE PAID IS \$2,484., BUDGETED IN 1976 EMERGENCY MEDICAL TRANSPORTATION SERVICE BUDGET, H.C.D.A. II.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration in view of the fact the Department of Health and Welfare will make the purchases involved in this resolution through the Purchasing Agent in accordance with existing policy, was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by

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President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK FOR \$1,100. PAYABLE TO LUCILLE VILLANOVA AND FRANK A. PAGLIANITE, ESQ., 14 SMULL AVENUE, CALDWELL, NEW JERSEY, IN FULL AND FINAL SETTLEMENT OF HER DECEASED HUSBAND'S CLAIM AND ANY DERIVATIVE CLAIMS SHE MIGHT HAVE AND DEPENDENCY BENEFITS AGAINST CITY OF NEWARK UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY. (WORKMEN'S COMPENSATION BENEFITS WERE FILED BY GEORGE VILLANOVA FOR INJURIES SUSTAINED WHEN HE PARTICIPATED IN CONCERT AT BRANCH BROOK PARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE (MPDO) TO ENTER INTO CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION EFFECTIVE AUGUST 5, 1976 TO AUGUST 4, 1977 WHEREBY TRI-STATE REGIONAL PLANNING COMMISSION SHALL PAY \$45,600. TO MAYOR'S POLICY AND DEVELOPMENT OFFICE FOR PURPOSE OF UNDERTAKING SUBREGIONAL COMPREHENSIVE TRANSPORTATION PLANNING; CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$11,400.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AND FILE PRELIMINARY CAPITAL GRANT APPLICATION WITH UNITED STATES DEPARTMENT OF TRANSPORTATION UNDER SECTION 3 OF URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED AND SUPPLEMENTED, IN SUPPORT OF THE NEWARK CITY SUBWAY IMPROVEMENT PROJECT. (REHABILITATION OF NEWARK CITY SUBWAY AND ITS EXTENSION ALONG SPRINGFIELD AVENUE TO IRVINGTON, NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and add Paragraph 5 to read "No grant

agreement shall be entered into nor grant funds accepted in connection with this application without the prior approval of the Municipal Council," was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION, ENTER INTO AGREEMENTS WITH, AND TO ACCEPT AND EXPEND ALL FUNDS GENERATED FROM SUCH APPLICATION FOR A COMPREHENSIVE PLANNING ASSISTANCE PROGRAM GRANT IN AMOUNT OF \$85,500. UNDER SECTION 701 OF THE HOUSING ACT OF 1954, AS AMENDED, (68 STATUTE 640; 40 U.S.C. 461) WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS; CITY OF NEWARK SHALL MAINTAIN RECORDS AND SUBMIT AN ANNUAL PERFORMANCE REPORT; CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING 1/3 MATCHING SHARE IN IN-KIND SERVICES EQUIVALENT TO \$42,750.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION TO AMEND CONTRACT BY AND BETWEEN THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION AND RUTGERS UNIVERSITY GRADUATE SCHOOL OF EDUCATION FOR THE CONTINUATION OF "PROJECT WE" (TRAINING BI-LINGUAL TEACHERS IN THE NEWARK PUBLIC SCHOOL SYSTEM) ENTERED INTO PURSUANT TO RESOLUTION 7-R-dh, JUNE 18, 1975, EXTENDING TERMINATION DATE FOR A TWO MONTH PERIOD, THE TIME INTERVAL BEGINNING JULY 1, 1976 AND TERMINATING AUGUST 31, 1976; FUNDING PROVIDED IN UNEXPENDED COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301, P. L. 93-383).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION CANCELLING OUTSTANDING WATER-SEWER CHARGES IN AMOUNT OF \$21,509.40 ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURE, ON ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration as per request of Joseph Paradise, Director, Division of Water Accounting and Customer Service, was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION APPROVING APPLICATION AND PLAN OF SUPERIOR ELECTRICAL SUPPLY URBAN RENEWAL AND DEVELOPMENT CORPORATION FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON LAND WHICH IS LOCATED AT 100-106 BRANFORD PLACE AND ALSO KNOWN AS 26-36 ARLINGTON STREET, LOT 45 IN BLOCK 78, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT OR PERIOD OF 15 YEARS FROM DATE OF COMPLETION OF SAID PROJECT; SUBJECT TO THE PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 44:55C-40 ET SEQ.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Bottone.

7-R-cv.

RESOLUTION APPROVING THE NEW AGREEMENT FOR TAX ABATEMENT FOR ESSEX PLAZA COMPANY, A LIMITED DIVIDEND HOUSING ASSOCIATION OF THE STATE OF NEW JERSEY FOR CONSTRUCTION OF A SENIOR CITIZENS HOUSING PROJECT BOUNDED BY BROAD STREET, PENNINGTON STREET, ORCHARD STREET AND CAMP STREET. (THIS RESOLUTION SUPERSEDES THE ONE ADOPTED NOVEMBER 5, 1975, 7-R-o)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Housing Development and Rehabilitation Corporation Executive Director Massaro met with the Council August 3, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-cw.

RESOLUTION COMMENDING THE TAXICAB COMMISSION FOR OUTSTANDING AND MERITORIOUS
SERVICE TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez.

President Harris felt there has been some improvement in the taxicab industry and there is need for additional improvement. He is rather reluctant about voting to commend the Taxicab Commission predicated on disturbing stories which he hears about Administration not moving expeditiously to fill existing vacancies.

Councilman Tucker explained the reason for this resolution. Everyone is aware of the condition of the taxicab industry prior to the creation of the Taxicab Commission. Most everyone, at this time, agrees the Taxicab Commission has done a good job. He has heard allegations that relate to the administrative staff but none relating to the Commissioners and their particular actions. He has heard from representatives that the Commissioners have done a good job. As the mover of the motion, Councilman Tucker felt the point the Council should be dealing with is the job that the Commissioners have been providing throughout the period of their appointment.

Councilman James concurred with Councilman Tucker that the taxicab industry has improved. However, he felt they would open a "Pandora's box" if they praise one Commission, ignoring others. Furthermore, there is no administrative report before the Municipal Council indicating any type of administrative decision, supervision, etc. Councilman James felt this Council, which sits as a judicial body, often times over Administration, should be very careful in commending the Taxicab Commission "for outstanding and meritorious service to the citizens of Newark." This is a total accolade without any recognition of the problems in that agency and without any recognition that there are some ills in that agency. Councilman James asked about the many agencies and commissions that are also doing a good job. He declared it is improper for the Council, at this time, without any data before them, to give a blanket accolade to any group.

Councilman Bottone asked where this resolution originated.

Councilman Tucker responded this resolution originated directly from the Chairman of the Taxicab Committee. No one lobbied for the creation of this particular resolution. It is an observation of what has taken place in a very short period of time. The press seems to emphasize the functioning of the Taxicab Commission primarily as a great ingredient of Ronald Tuff, Director of the Taxicab Commission, and his staff,

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but every particular rule and regulation promulgated by the Taxicab Commission comes from the Commissioners and there is need to enlighten the public that they are there and that they rule on various determinations and establish policies. Councilman Tucker reiterated it is not a matter of someone lobbying. It is basically a reaction to enlighten the people and praise the Commissioners who have done an effective job. He added the Commissioners serve for less reimbursement than any other Board in the City of Newark. They get \$25.00 a meeting as compared to the Board of Adjustment and Real Estate Board receiving \$2,500. a year.

Councilman Bottone agreed with Councilman James. He declared they would be setting a precedent by congratulating people for doing a job which they are hired to do. He is not completely satisfied with the job the Taxicab Commissioners are doing and some of the questions have not been answered. Councilman Bottone felt if a person is hired or appointed to a position, he is doing it because he is qualified to do that particular job.

Councilman Allen agreed with Councilmen James and Bottone. If a person is doing a job and gets paid for it, that is enough reward.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Martinez, Tucker, Villani.

No: Councilman Allen, President Harris.

Not Voting: Councilmen Bottone, Carrino, Giuliano, James.

7-R-cx.

RESOLUTION AMENDING RESOLUTION 7-R-ba, APRIL 21, 1976, "AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, TITLE VII, FOR PERIOD NOVEMBER 1, 1975 TO OCTOBER 31, 1976," BY EXTENDING PERIOD FROM OCTOBER 31, 1976 TO DECEMBER 31, 1976 AND ACCEPTING ADDITIONAL SUM OF \$129,226. AND REQUIRING ADDITIONAL LOCAL IN-KIND CONTRIBUTION BY THE CITY IN SUM OF \$21,094.; PROPOSED BUDGET FOR SAID PROGRAM IS \$673,593.; \$555,891.-STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, \$74,902.-CITY OF NEWARK AS IN-KIND CONTRIBUTION, \$42,800.-FUNDS GENERATED BY THE PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-cy.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH PROJECT LINK FOR CONTINUED SERVICE IN DEVELOPING POSITIVE ATTITUDES IN JUNIOR HIGH SCHOOL YOUTH THROUGH AN EDUCATIONAL, SOCIAL AND CULTURAL PROGRAM WHICH WILL HELP SOLVE THE URBAN EDUCATIONAL DILEMMA; CONTRACT PROVIDES FOR PAYMENT OF \$25,000., BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PURSUANT TO THE HOUSING AND DEVELOPMENT ACT OF 1974 (42-USC-5301-P.L.-93-383); NO ADDITIONAL FUNDS TO BE REQUIRED BY CITY OF NEWARK. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cz.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE AMENDING 'AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND RESERVOIR SITE TOWNHOUSE DEVELOPMENT CORPORATION FOR LAND CONSISTING OF APPROXIMATELY 2.7 ACRES BOUNDED BY SOUTH ORANGE AVENUE, 14TH AVENUE, SOUTH 9TH AND 7TH STREETS, FOR THE SUM OF \$10.00 PER YEAR FOR A TERM NOT TO EXCEED 50 YEARS' (ORDINANCE 6-S & F-e ADOPTED JUNE 18, 1975) BY SUBSTITUTING A LEASE WHICH SHALL SUPERSEDE IN ALL RESPECTS THE PREVIOUS LEASE BETWEEN THE PARTIES HERETO, DATED JULY 14, 1975," ADOPTED AUGUST 4, 1976 (6-Ph, S & F-j), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-da.

RESOLUTION DESIGNATING THE CITY-OWNED PARK AT BLOOMFIELD AND ABINGTON AVENUES AS "COLUMBUS PLAZA."

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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/ 7-R-db.

RESOLUTION PERMITTING MARTINEZ ASSOCIATION TO USE IRONBOUND RECREATION CENTER,
SEPTEMBER 23, 24, 25 AND 26, 1976, UNDER CERTAIN CONDITIONS.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-dc.

RESOLUTION ESTABLISHING A CRIMINAL JUSTICE COORDINATING COUNCIL IN ACCORDANCE
WITH REGULATIONS OF THE FEDERAL OMNIBUS CRIME CONTROL AND SAFE STREETS ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-dd.

RESOLUTION APPOINTING SIXTEEN (16) MEMBERS OF THE CRIMINAL JUSTICE COORDINATING
COUNCIL FOR A TWELVE MONTH PERIOD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-de.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSER-
TION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
TALENT SEARCH, \$12,146.; ITEM AVAILABLE FROM DEPARTMENT OF HEALTH, EDUCATION AND
WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-df.

RESOLUTION AMENDING RESOLUTION 7-R-a, ADOPTED APRIL 15, 1976, AMENDING RESOLUTION 7-R-d ADOPTED JUNE 24, 1975 ENTITLED "RESOLUTION AUTHORIZING MAYOR TO ENTER INTO RELOCATION AGREEMENT, INTEREST AGREEMENT AND ADMINISTRATIVE AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR PROVISION OF VARIOUS SERVICES REQUIRED PURSUANT TO HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974," CHANGING AMOUNT OF ALLOCATION OF THIS AGREEMENT TO \$2,175,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dg.

RESOLUTION AMENDING RESOLUTION 7-R-a, APRIL 15, 1976, AMENDING RESOLUTION 7-R-d, JUNE 24, 1975 AUTHORIZING THE MAYOR TO AMEND NEWARK HOUSING AUTHORITY INTEREST AGREEMENT; FUNDS TALLING \$2,175,000. FROM \$3,000,000., ALLOCATED TO AUTHORITY PURSUANT TO AFOREMENTIONED INTEREST AGREEMENT BE TRANSFERRED AND AWARDED AS A GRANT TO NEWARK HOUSING AUTHORITY WHICH REPRESENTS LOCAL SHARE FOR CLOSEOUT OF SIX URBAN RENEWAL PROJECTS (NO ADDITIONAL CITY FUNDS SHALL BE REQUIRED TO CONTINUE SAID INTEREST AGREEMENT) AND FURTHER AUTHORIZING THE EXECUTION OF A CONTRACT TO EFFECTUATE THE CLOSEOUT OF PROJECTS N.J.R-45, 49, 52, 62, 72 AND 196.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dh.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NEWARK NUTRITION PROGRAM FOR THE ELDERLY, \$129,226.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-di.

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RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK BICENTENNIAL COMMISSION,
ACTING BY AND FOR CITY OF NEWARK, TO ENTER INTO A CONTRACT WITH THE AMERICAN FREEDOM
TRAIN FOUNDATION, INC. FOR EXHIBITION OF THE AMERICAN FREEDOM TRAIN IN NEWARK ON AUGUST
21-23, 1976. (NO EXPENDITURES OF MUNICIPAL FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

Councilman Martinez requested the Municipal Council to give consideration and dedicate the Little League Field, currently under construction at Chestnut and Denbigh Streets, to an individual who was from the East Ward, a devoted family man, a dedicated leader and Mayor of the City of Newark. He left the office with a fantastic record behind him and returned to private life. He later returned to public life and was overwhelmingly elected by the residents of Newark and became President of the Newark Municipal Council until he resigned because of ill health. He was replaced by his lovely wife. Councilman Martinez said he is referring to the late, great Ralph A. Villani.

A MOTION DIRECTING THE CITY CLERK TO PREPARE AN ORDINANCE DESIGNATING THE
RECREATION AREA BOUNDED BY MALVERN, CHESTNUT, DENBIGH AND HANOVER STREETS AS "RALPH
A. VILLANI MEMORIAL PARK" AND THAT A SIGN BE ERECTED BY THE DEPARTMENT OF PUBLIC WORKS
SO DESIGNATING THE SITE AS "RALPH A. VILLANI MEMORIAL PARK" was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO SEND A LETTER TO ALL MEMBERS OF THE ESSEX
COUNTY DELEGATION TO THE NEW JERSEY LEGISLATURE REQUESTING THEIR SUPPORT OF LEGISLATION
EXEMPTING CITIES OF THE FIRST CLASS FROM CERTAIN PROVISIONS OF THE RECENTLY ENACTED NEW
JERSEY MUNICIPAL LAND USE LAW, SO THAT NEWARK'S GOVERNING BODY MAY CONTINUE TO REVIEW
AND PASS ON ALL APPLICATIONS FOR VARIANCES FROM THE REGULATIONS OF THE CITY ZONING
ORDINANCE WHICH ARE RECOMMENDED FOR APPROVAL BY THE BOARD OF ADJUSTMENT, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF VARNUM STREET AS LAID OUT 50 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM WHEELER POINT ROAD TO ITS TERMINUS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED DESIGNATING CORTLAND PLACE AS A ONE-WAY STREET."

(Cortland Place, Southbound, from Ferry Street to Horatio Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT AS A GIFT A PORTION OF LOT 50 IN BLOCK 4203 ON THE OFFICIAL TAX MAP, BEING A PART OF 112-132 HALSTED STREET, NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman James and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 5, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(This amendment reduces from 5 to 3 the number of coin operated amusement devices permitted in any one place and places time limits on when these machines may be operated)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Martinez, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT TAX COLLECTOR 37½ HOURS)."

(Assistant Tax Collector
37½ hours \$16,361. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' ADOPTED NOVEMBER 22, 1966 (6-S & F-w) AND AMENDMENTS THERETO. (TO DELETE THE POSITION AND SALARY RANGE FOR COURT ATTENDANT)"

(Court Attendant \$7,495. - \$9,111.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLES AND SALARY RANGES FOR COURT ATTENDANT AND SUPERVISING COURT ATTENDANT)"

(Court Attendant \$ 7,495. - \$ 9,111.

Supervising Court Attendant \$10,045. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 26, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LACKAWANNA AVENUE."

(Deleting Lackawanna Avenue, both sides, from Broad Street to University Avenue, at all times)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 26, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Lackawanna Avenue, both sides, from Broad Street to University Avenue,

7 A. M. to 9:30 A. M. and 4 P. M. to 6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 1, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON SPRUCE STREET."

(Deleting Spruce Street, north side, from High Street to Belmont Avenue,

Monday through Friday, 4:00 P. M. to 6:00 P. M.

Deleting Spruce Street, south side, from High Street to Belmont Avenue,

Monday through Friday, 7:00 A. M. to 9:30 A. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by President Harris, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE PAYMENT OF ADDITIONAL COMPENSATION TO THE POLICE DEPARTMENT STATISTICIAN (1) IN ORDER TO MAINTAIN THE PRESENT SALARY LEVEL OF THAT POSITION." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Harris,
seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued
from July 7, 1976 to July 27, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. Casimir PTA | 6554 (Amended) |
| St. Rocco Church | 6885 (Amended) |
| Rosary Altar Society, Sacred Heart Church, Vailsburg | 6902 (Amended) |
| Queen of Angels Roman Catholic Church | 6953 (Amended) |
| St. Rocco's School PTA | 6965 (Amended) |
| St. John's Ukrainian Catholic Church | 6985 (Amended) |
| St. Casimir's PTA | 7055 (Amended) |
| St. Augustine's Holy Name Society | 7080 (Amended) |
| Parents Association of St. Lucy School | 7145 (Amended) |
| Parent Association of St. Benedict's | 7156 (Amended) |
| Alanon Association, Inc. | 7191 |
| St. Martin de Porres Educational Association of Queen of Angels School | 7198 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| House of Insight | 7176 (Amended) |
| St. James Young Men's Club | 7192 |
| Central Ward Unit Boys' Clubs of Newark, Inc. | 7193 |
| Catholic Youth Organization of St. Michael's Church | 7194 |
| St. Benedict's Church | 7196 |
| Mt. Calvary Holy Church of Newark | 7197 |

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RAFFLES LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. John's Guild | 7199 |
| Club de Leones Cubanos de Newark | 7200 |
| Mt. Carmel Guild Special Education for the Blind | 7201 |

A motion to concur in the report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

✓ BUDGET CORRECTION FOR THE FIRE DEPARTMENT.

Fire Director John P. Caufield appeared before the Municipal Council.

Fire Director Caufield presented a plan to return to rank five (5) Battalion Chiefs; five (5) Captains being advanced to Battalion Chiefs would automatically be replaced by five (5) Fire Fighters being returned to their former rank of Captain and five (5) Captains would automatically be replaced by five (5) Fire Fighters presently laid off. In addition, five (5) other Fire Fighters would be rehired to replace five (5) Fire Fighters who had either died, or retired subsequent to the submission of the 1976 Fire Department Budget. Also, seven (7) Battalion Chiefs and six (6) Captains will still be demoted, and thirty-three (33) Fire Fighters will continue to be laid off. Presently they are short fifty-five (55) Fire Fighters because of attrition, and thirty-four (34) Fire Fighters due to terminal leave. There is a shortage of over one hundred (100) Fire Fighters in the department.

Fire Director Caufield continued they have identified the funds to do this for the remainder of the year and will not have to ask for additional funds next year because of attrition. They have located all of the money except one item, \$35,282.09., which they have in writing from Health and Welfare Director Buford, which is coming to the Fire Department because presently the Fire Department is providing the supervision in the Emergency Medical Transportation Program. The resolution is being prepared by the Budget Division.

Fire Director Caufield requested the Council approve this budget correction resolution conditioned upon identification of funds. He realizes it will have to be approved by the Division of Local Government Services and they are predicating these figures so that the men can return to work next week. Fire Director Caufield stressed because of the serious fire situation in the City, this action is urgently requested in order to bolster manpower and provide proper leadership.

President Harris contended the Staff does not have adequate time to research this matter, to obtain a legal opinion, etc. The Council of the Whole should be knowledgeable about what they are voting for, rather than something verbal. President Harris said he recognizes the emergency but there is not enough emergency for the Council to get involved in a situation which they have heard verbally. He wants the Staff to have adequate time to substantiate every detail and report back to the Council. He then will call a special meeting of the Municipal Council, as set forth by the guidelines. President Harris assured, upon receipt of a Staff report that everything is in order, the Council will act favorably.

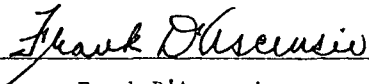
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:55 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, August 16, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:50 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,

President Harris.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 13, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated August 12, 1976 from Council President Earl Harris requesting a special meeting of the Municipal Council for Monday, August 16, 1976 at 11:00 A.M. or as soon thereafter as the Council can convene for the consideration of the following resolutions: 1) Resolution amending Resolution 7-R-a, adopted April 15, 1976, amending Resolution 7-R-d adopted June 24, 1975 entitled "Resolution authorizing Mayor to enter into Relocation Agreement, Interest Agreement and Administrative Agreement with the Housing Authority of the City of Newark for provision of various services required pursuant to Housing and Community Development Act of 1974" changing amount of allocation of this agreement to \$2,175,000. and 2) Resolution amending Resolution 7-R-a, April 15, 1976, amending Resolution 7-R-d, June 24, 1975 authorizing Mayor to amend Newark Housing Interest Agreement; funds totalling \$2,175,000. from \$3,000,000., allocated to Authority pursuant to aforementioned Interest Agreement be transferred and awarded as a grant to Newark Housing Authority which represents local share for closeout of six Urban Renewal Projects (No additional City funds shall be required to continue said Interest Agreement) and further authorizing the execution of a contract to effectuate the closeout of Projects NJ R-45, 49, 52, 62, 72 and 196.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AMENDING RESOLUTION 7-R-a ADOPTED APRIL 15, 1976, AMENDING RESOLUTION

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7-R-d ADOPTED JUNE 24, 1975 ENTITLED "RESOLUTION AUTHORIZING MAYOR TO ENTER INTO RELOCATION AGREEMENT, INTEREST AGREEMENT AND ADMINISTRATIVE AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR PROVISION OF VARIOUS SERVICES REQUIRED PURSUANT TO HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974" CHANGING AMOUNT OF ALLOCATION OF THIS AGREEMENT TO \$2,175,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,
President Harris.

7-R-b.

RESOLUTION AMENDING RESOLUTION 7-R-a, APRIL 15, 1976, AMENDING RESOLUTION 7-R-d, JUNE 24, 1975 AUTHORIZING MAYOR TO AMEND NEWARK HOUSING AUTHORITY INTEREST AGREEMENT; FUNDS TALLING \$2,175,000 FROM \$3,000,000., ALLOCATED TO AUTHORITY PURSUANT TO AFOREMENTIONED INTEREST AGREEMENT BE TRANSFERRED AND AWARDED AS A GRANT TO NEWARK HOUSING AUTHORITY WHICH REPRESENTS LOCAL SHARE FOR CLOSEOUT OF SIX URBAN RENEWAL PROJECTS (NO ADDITIONAL CITY FUNDS SHALL BE REQUIRED TO CONTINUE SAID INTEREST AGREEMENT) AND FURTHER AUTHORIZING THE EXECUTION OF A CONTRACT TO EFFECTUATE THE CLOSEOUT OF PROJECTS NJ R-45, 49, 52, 62, 72 AND 196.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,
President Harris.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE SUDDEN DEMISE OF PATROLMAN JOHN SNOW, NEWARK POLICE DEPARTMENT AND DIRECTING A COPY OF THIS MOTION BE SUITABLY INSCRIBED AND PRESENTED TO HIS WIFE AND MEMBERS OF HIS FAMILY, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,
President Harris.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

August 16, 1976

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Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,
President Harris.

This meeting adjourned at 1:55 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio

City Clerk

Earl Harris

Earl Harris

President

Newark, New Jersey, September 1, 1976

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:30 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Myles Varley, Sacred Heart Roman Catholic Church.

President Harris requested the audience to rise for a moment of silent prayer in memory of Nellie Biase, mother of Deputy Mayor Carmen A. Biase and Michael J. Piccone, President, North Ward Protective Property Association.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Kenneth Wilson, Sergeant-at-Arms.

A motion to consider Resolution 7-R-bz at this time was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION COMMENDING PARTICIPANTS FROM THE CITY OF NEWARK IN THE UNITED STATES YOUTH GAMES.

(Copy of resolution submitted to each Member of the Council)

Councilman Tucker read the resolution in full.

The young people who participated in these games who were present in the audience were requested to rise and received the plaudits of the audience.

Councilman Tucker indicated certificates will be mailed out to all of the outstanding representatives of the City who participated in the youth games. He noted the Council and the City would like to show their appreciation for the participants who have experienced a wonderful effect by representing the City of Newark.

President Harris stated this shows you what Newark can produce that is positive.

MR. ELLIS RAINY, 59 LINCOLN STREET, NEWARK, NEW JERSEY, one of the participants who participated in the United States Youth Games expressed thanks to the Members of the Council for voting funds enabling them to participate in these games. He extended special thanks to Councilman Tucker for the certificates that were issued and to Councilman James who helped solve their last minute problems. He also wanted to thank Mr. Leonard Chavis Coaching Staff who remained dedicated to them throughout the summer. He stated that they

September 1, 1976

173 served the City of Newark with respect and dedication that went unmatched throughout the games. They were proud to represent the City and shall remain proud.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 23, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JULY, 1976.

A motion to approve the Reports of Contracts Awarded was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JULY, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-6 AND C/D/H, FROM JUNE 28, 1976 TO JULY 2, 1976, URBAN RENEWAL PROJECTS R-6, R-123 AND C/D/A, FROM JULY 5, 1976 TO JULY 9, 1976; URBAN RENEWAL PROJECT R-6, FROM JULY 12, 1976 TO JULY 16, 1976; AND A NEGATIVE

September 1, 1976

REPORT FOR PERIOD JULY 19, 1976 TO JULY 23, 1976 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-121, FROM JUNE 28, 1976 TO JULY 2, 1976; URBAN RENEWAL PROJECT R-121, FROM JULY 5, 1976 TO JULY 9, 1976; URBAN RENEWAL PROJECT R-121, FROM JULY 5, 1976 TO JULY 9, 1976; URBAN RENEWAL PROJECTS R-32 AND R-121, FOR PERIOD JULY 12, 1976 TO JULY 16, 1976 AND URBAN RENEWAL PROJECTS R-6, R-32 AND R-121, FOR PERIOD JULY 19, 1976 TO JULY 23, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented 1975 ANNUAL REPORT OF DEPARTMENT OF HEALTH AND WELFARE.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JUNE 9, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES, NEWARK PUBLIC LIBRARY, HELD JUNE 2, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented PROGRAMMATIC AND FISCAL STATUS REPORT OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT, COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, FIRST PROGRAM YEAR (H.C.D.A. I), PREPARED BY CONTRACT AND MONITORING OFFICER J. BARRY WASHINGTON, CONTRACT AND MONITORING DIVISION.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by

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175 Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-h.

The City Clerk presented PROGRAMMATIC AND FISCAL STATUS REPORT OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT, COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, FIRST PROGRAM YEAR (H.C.D.A. II), PREPARED BY CONTRACT AND MONITORING OFFICER J. BARRY WASHINGTON, CONTRACT AND MONITORING DIVISION.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-i.

The City Clerk presented 1975 ANNUAL REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN REDEVELOPMENT OF THE CITY OF NEWARK, HELD MARCH 31, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-k.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MARCH 31, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-l.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN REDEVELOPMENT OF THE

September 1, 1976

CITY OF NEWARK, HELD APRIL 14, 1976.

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A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-m.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 14, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilman Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN REDEVELOPMENT OF THE CITY OF NEWARK, HELD APRIL 27, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 27, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-p.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF JUNE, 1976, SUBMITTED BY DENNIS G. CHEROT, EXECUTIVE DIRECTOR.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-q.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JULY, 1976.

A motion that the Report be received and placed on file was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

September 1, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-r.

The City Clerk presented QUARTERLY REPORTS FOR NEWARK'S CETA GRANTS (TITLES I, II, VI, AND PWEDA X) FOR THE QUARTER ENDED JUNE 30, 1976.

(Copy submitted to each Member of the Council)

A motion that the Quarterly Reports be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-s.

The City Clerk presented EVALUATION REPORT OF VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER, SUBGRANT #75-ED-02-0108, SUBMITTED BY ALAN ZALKIND, EXECUTIVE DIRECTOR, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and staff study be made for report to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-t.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JULY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-u.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JULY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-v.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JULY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

September 1, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-w.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JULY 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-x.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-121 AND C/D/S, FROM JULY 26, 1976 TO JULY 30, 1976, NEGATIVE REPORT FOR PERIOD AUGUST 2, 1976 TO AUGUST 6, 1976 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-123 AND C/D/S FROM AUGUST 9, 1976 TO AUGUST 13, 1976; AND A NEGATIVE REPORT FOR PROPERTY DEMOLITIONS FROM JULY 26, 1976 TO JULY 30, 1976, FROM AUGUST 2, 1976 TO AUGUST 6, 1976 AND FROM AUGUST 9, 1976 TO AUGUST 13, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-y.

The City Clerk presented REPORT OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES FOR THE MONTH OF JULY, 1976.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-z.

The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT AND SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF JULY, 1976.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on file was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

179 4-ba. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD APRIL 21, 1976.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bb. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bc. The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN REDEVELOPMENT IN THE CITY OF NEWARK, HELD JUNE 1, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bd. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JUNE 1, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-be. The City Clerk presented REPORT OF INVESTMENTS MADE FOR PERIOD ENDING AUGUST 18, 1976, SUBMITTED BY DIRECTOR OF FINANCE SULLIVAN, PURSUANT TO N.J.S.A. 40:5-7.2.

(Copy submitted to each Member of the Council)

The City Clerk read the following Schedule of Investments for period August 6, 1976 through August 18, 1976, Current Fund, submitted by Director of Finance Sullivan, pursuant to N.J.S.A. 40A:5-7.2.

September 1, 1976

SCHEDULE OF INVESTMENTS
AUGUST 6, 1976 THRU AUGUST 18, 1976
CURRENT FUND

100

| <u>DATE</u> | <u>TYPE</u> | <u>AMOUNT</u> | <u>MATURITY</u> | <u>RATE</u> | <u>INSTITUTION</u> | <u>SAFE-KEEPING</u> |
|-----------------|-------------|------------------------|-----------------|-------------|--|--|
| 8/6/76 | Repurchase | \$1,000,000.00 | 8/9/76 | 5.25% | Paine, Webber, Jackson & Curtis 425 Park Avenue, N.Y., N.Y. | First National State Bank 550 Broad St. Newark, N.J. |
| 8/9/76 | Repurchase | \$3,000,000.00 | 8/16/76 | 5.125% | First National State Bank 550 Broad St., Newark, N.J. | First National State Bank 550 Broad St., Newark, N.J. |
| 8/11/76 | Repurchase | \$1,000,000.00 | 8/16/76 | 5.125% | First National State Bank 550 Broad St., Newark, N.J. | First National State Bank 550 Broad St., Newark, N.J. |
| 8/13/76 | Repurchase | \$6,000,000.00 | 8/16/76 | 5% | First National State Bank 550 Broad St., Newark, N.J. | First National State Bank 550 Broad St., Newark, N.J. |
| 8/16/76 | Repurchase | \$5,000,000.00 | 8/18/76 | 5% | First National State Bank 550 Broad St., Newark, N.J. | First National State Bank 550 Broad St., Newark, N.J. |
| 8/18/76 | Repurchase | \$5,000,000.00 | 8/30/76 | 5% | First National State Bank 550 Broad St., Newark, N.J. | First National State Bank 550 Broad St., Newark, N.J. |
| TOTAL | | \$21,000,000.00 | | | | |
| BALANCE 8/6/76 | | -0- | | | | |
| PUT-ON | | 21,000,000.00 | | | | |
| REDEEMED | | (16,000,000.00) | | | | |
| BALANCE 8/18/76 | | <u>\$5,000,000.00</u> | | | | |

A motion that the Report of Investments be received was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1. The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 1-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 330 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Carrino said that he knows this may be deferred with the consent of the applicant but he does not see the applicant present. The City Auction of land is to take place on September 17, 1976 and if the applicant does purchase that property there will be no need for us to oppose or reject this application. He questioned the City Clerk what the procedure should be.

City Clerk D'Ascensio suggested that in the event the Council wishes to defer this application, it would require consent of the applicant. That action must be taken before September 6, 1976 which is the termination of the 60 day statutory period.

A motion to continue the hearing and defer action on this application pending the receipt from the applicant, or his attorney, of a consent to the extension of time beyond the 60 day statutory period was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 332 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application pending the receipt from the applicant, or his attorney, of a consent to the extension of time beyond the 60 day statutory period was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 334 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on this application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application pending the receipt from the applicant, or his attorney, of a consent to the extension of time beyond the 60 day statutory period was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4.

The City Clerk read APPLICATION OF JOSE GOMEZ RIVERIA, M. D., OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF A MEDICAL BUILDING TO EXISTING 1-STORY STRUCTURE WITH PROPOSED 2ND STORY ADDITION THERETO, AND A 2-STORY FRONT ADDITION THERETO, AND WITH NO REAR OR SIDE YARDS, AND WITH INSUFFICIENT ON-SITE PARKING; ON PREMISES 221 SUMMER AVENUE: ON CONDITION THAT 1) THE PREMISES BE USED EXCLUSIVELY BY DR. RIVERIA ONLY UNTIL ADDITIONAL OFF-STREET PARKING SPACES ARE PROVIDED IN ACCORDANCE WITH TITLE 27:5-4 OF THE ZONING ORDINANCES OF THE CITY OF NEWARK.

(Vote of Board of Adjustment 3-2)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application pending the receipt from the applicant, or his attorney, of a consent to the extension of time beyond the 60 day statutory period was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5.

The City Clerk read APPLICATION OF LUIS S. OTERO, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 324-328 NORTH 7TH STREET.

(Vote of Board of Adjustment 3-2)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

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MR. PAUL M. GLUCHOWSKY, 105 BROAD STREET, NEWARK, NEW JERSEY, Attorney for the applicant stated Mr. Otero purchased this property a year ago. It has been used for many years as a public parking lot for neighbors and for teachers who work across the street during school hours. The parking lot is an asset to the neighborhood providing necessary additional space since the streets are crowded with parked cars. Mr. Gluchowsky indicated at the last Council meeting one of the Councilmen raised a question whether the applicant would abide by applying a license to operate a public parking lot and at that time he indicated in the affirmative, that he would be willing to pay the necessary fees.

Councilman Bottone indicated that this application was deferred at the last meeting because more study had to be made. Since then he has read the transcript and learned this lot has been operating in violation for some time. It is in a second residential area and this is what would be known as "spot zoning". This would make it a commercial area. The City of Newark, he thinks, has enough commercial areas and it is his feeling that he has to move to reject in order that this neighborhood would continue to be a 2nd Residential neighborhood.

No one else appearing, a motion to close the hearing and reject this application was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6.

The City Clerk read APPLICATION OF FABIO VARONA, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT 1-STORY REAR ADDITION TO BUILDING USED FOR A 2-FAMILY DWELLING AND PROPOSED FOOD MARKET, WITH NO ON-SITE PARKING AND INSUFFICIENT REAR YARD; ON PREMISES 55-59 JACKSON STREET.

(Vote of Board of Adjustment 4-1)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JEFFREY J. MC KINLEY, Attorney for the Applicant, presented plans on what is to be accomplished. The application states there will be no on-site parking but Mr. Varona has recently entered into a contract for the purchase of property at 2 Clover Street which would be directly "catty-corner" from where this market is located. The plans are for paving that and using same for the sole and exclusive use of the patrons of the supermarket.

MR. MILTON GOLDMAN, Attorney, representing objector, John Policastro and his wife who reside at 53 Jackson Street. He said it was his understanding that at the last

Council meeting this matter was brought up and at that time specifications were there was no on-site parking. At that time there were some remarks made involving rear yard and his clients objected to the proposed application because they would be deprived of light and air. The proposed structure is within 6 inches of the rear of their home. There was mention about access of fire vehicles not being able to come in in an emergency. It was his understanding that one of the Councilmen were supposed to make a visit to the premises to study the matter. They object because they feel this is an encroachment, they are getting closed in from all sides, and they feel there is a potential safety hazard and harm to the property itself.

Mr. Mc Kinley, attorney for the applicant, presented the Council a survey with respect to remarks made by Mr. Goodman that they are being encroached, particularly for the reason of light and air indicating his client is building on a setback of 6 inches and the property of Mr. Goodmans' client is directly on the property line and not set back at all. Any encroachment is of their own doing when they choose to build directly on the property line as to opposed to setting back.

Mr. Goodman urged the Council not to approve this application.

Councilman Martinez questioned Assistant Secretary of the Board of Adjustment Goldberg whether there are any violations and Ms. Goldberg replied in the negative.

Councilman Martinez indicated he is aware of the area because he does not live too far from it and he does know there is a tavern across the street that provides a serious problem in the neighborhood as far as parking is concerned. He is also aware that the applicant, Mr. Varona, has purchased a lot that was illegally used by this tavern for the purpose of providing parking to the people who were using the food market. He is also aware that Mr. Varona has been here for approximately 8 years and has conducted a pretty good business according to the Board of Health with no violations of regulations and therefore he would move to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-7.

The City Clerk read APPLICATION OF INTEGRITY, INC. (MILLER WAREHOUSE & TRANSP. CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A DRUG REHABILITATION CENTER; ON PREMISES 169 FRELINGHUYSEN AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO

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THE PERIOD OF ONE YEAR FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JOSEPH T. CONNELLY, 281 LIBERTY STREET, BLOOMFIELD, NEW JERSEY, representing the applicant.

MR. DAVID KERR, PRESIDENT, 15 WINDSOR PLACE, GLEN RIDGE, NEW JERSEY.

MR. RICHARD GROSSKLAUS, VICE PRESIDENT, 35 OLD EAGLE ROCK AVENUE, ROSELAND, NEW JERSEY.

MR. DEXTER WESTBROOKS, IN CHARGE OF OUTREACH PROGRAM, 60 PARKWAY DRIVE, EAST ORANGE, NEW JERSEY.

The above speakers addressed the Municipal Council urging the Council's approval of this application. These speakers who are intimately acquainted with the program of Integrity House explained in detail the purpose of this organization and felt the establishment of Integrity House at this site would be a benefit to the community. The speakers urged the Council to approve this application.

The following speakers addressed the Municipal Council pointing out how they had been assisted by this organization and urged the Council to approve this application as it was a means of saving many young people from the effects of drugs.

MS. ROBERTO CRANE, 433 - 3RD AVENUE, NEWARK, NEW JERSEY.

MS. ELIZABETH FAVOR, 11 LONGVIEW ROAD, WEST MILFORD, NEW JERSEY.

MR. EMERY JEFFERSON, 440 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

MS. JUDY BEERS, BLACK POINT ROAD, NESHANIC STATION, NEW JERSEY.

MS. ELEANOR COLEMAN, 49 LINCOLN PARK, NEWARK, NEW JERSEY.

MR. LAMAR PARKER, 97 LINCOLN PARK, NEWARK, NEW JERSEY.

MR. LLOYD WILLIAMS, 97 LINCOLN PARK, NEWARK, NEW JERSEY.

MR. HENRY WASHINGTON, 97 LINCOLN PARK, NEWARK, NEW JERSEY.

MR. ROBERT WILKS, 97 LINCOLN PARK, NEWARK, NEW JERSEY.

MRS. MC GRIFF, PARENT.

The following speakers addressed the Municipal Council pointing out they were not in opposition to Integrity House as such as they felt they were doing some good. However, they objected to their presence at this site indicating it will bring a traffic of drug users into this residential and business area. The speakers cited the large incidence of crime in their location and felt the establishment of this center would proliferate the area with undesirables.

One of the speakers presented the Council with a petition containing the names

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of 30 residents of the area who objected to the establishment of this center at this site.

Councilman Martinez commended Mr. Kerr for the outstanding job he is doing with ex-offenders. He also commended those speakers who had been treated by Integrity House who had enough enough to speak in behalf of Integrity House.

Councilman Martinez pointed out this application is required and should have been made when they first entered the premises. This is in fact coming to the Council "after the fact". The Council has been placed in a peculiar position since they are being asked to confirm an illegal procedure. He noted the Council does not desire to close down this facility but are requesting another location be selected. He pointed out residents and businessmen in the area who have been there for several years are threatening to move.

Councilman Martinez said he is calling a meeting for next Wednesday, at 10:30 A.M. in his office and expects representatives from the Chamber of Commerce, Captain Green, objectors and those in favor to appear at his office at that time.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS)

(Alexander Street, 775 feet south of the southerly curblin of South Orange Avenue

Colonnade Place, 450 feet south of the southerly curblin of 7th Avenue

Ruggiero Plaza, 390 feet south of the southerly curblin of 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM HOBSON STREET.

(Hobson Street, from Chancellor Avenue to Goldsmith Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HARTFORD STREET AS A ONE-WAY STREET.

(Deleting Hartford Street, Eastbound, from West Market Street to Norfolk Street

Adding Hartford Street, Eastbound, from West Market Street to Morris Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-d.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF VARNUM STREET AS LAID OUT 50 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM WHEELER POINT ROAD TO ITS TERMINUS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CORTLAND PLACE AS A ONE-WAY STREET.

(Cortland Place, Southbound, from Ferry Street to Horatio Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT AS A GIFT A PORTION OF LOT 50 IN BLOCK 4203 ON THE OFFICIAL TAX MAP, BEING A PART OF 112-132 HALSTED STREET, NEWARK, NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

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Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT TAX COLLECTOR 37½ HOURS)

(Assistant Tax Collector 37½ hours \$16,361. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-w) AND AMENDMENTS THERETO. (TO DELETE THE POSITION AND SALARY RANGE FOR COURT ATTENDANT)

(Court Attendant \$7,495. - \$9,111.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

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to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-1. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLES AND SALARY RANGES FOR COURT ATTENDANT AND SUPERVISING COURT ATTENDANT).

(Court Attendant \$ 7,495. - \$ 9,111.

Supervising Court Attendant 10,045. - 12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-1. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LACKAWANNA AVENUE.

(Deleting Lackawanna Avenue, both sides, from Broad Street to University Avenue, at all times)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

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6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Lackawanna Avenue, both sides, from Broad Street to University Avenue, 7 A. M. to 9:30 A. M. and 4 P. M. to 6 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

A motion to consider Item 8-be under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ELIZABETH AVENUE COMMUNITY CENTER FOR PREMISES COMMONLY KNOWN AS 52 ELIZABETH AVENUE, BLOCK 2793, LOT 7, FOR THE TERM OF FORTY (40) YEARS AT AN ANNUAL RENTAL OF \$1.00, OR THE COUNTY TAXES, WHICHEVER IS GREATER WITH A RIGHT IN SAID CITY TO TERMINATE SAID LEASE ON THIRTY (30) DAYS PRIOR WRITTEN NOTICE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

A motion to consider Item 8-m under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 24:1-1; 24:1-2(f); 24:1-16(d); 24:1-34(a); and 24:1-59 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Defines and regulates "Group Riding")

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mr. Ronald Tuff, Executive Director, Division of Taxicabs, Mr. A.J.J.A. Wilson, Member of Taxicab Commission, Mr. Thomas Carver, Manager, Airport Services Division, Port Authority of New York and New Jersey, Mr. Vandecoor, Port Authority of New York and New Jersey, Mr. David Rinsky, President, The Greater Newark Chamber of Commerce and Mr. Larry Hecker, The Greater Newark Chamber of Commerce met with the Council August 31, 1976)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

A motion to consider Item 8-n under Ordinances for First Reading was made

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by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 24:1-25 (b) (5) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Schedule of fares from Newark International Airport to New York City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

A motion to consider Item 8-r under Ordinances for First Reading was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-o.

The City Clerk read AN ORDINANCE DESIGNATING THE RECREATION AREA BOUNDED BY MALVERN, CHESTNUT, DENBIGH AND HANOVER STREETS AS "RALPH A. VILLANI MEMORIAL PARK".

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

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6-F-p.

The City Clerk read AN ORDINANCE AMENDING TITLE 27, ZONING, CHAPTER 2, DISTRICT CLASSES AND BOUNDARIES, SECTION 2, ZONING MAP, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO CHANGE SHEET #7 OF THE ZONING DISTRICT MAP OF THE CITY OF NEWARK.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-q.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ELDER PLACE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM CAMP STREET TO PENNINGTON STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, BUSINESSES AND OCCUPATIONS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW CHAPTER REQUIRING THE LICENSING OF PUBLIC GARAGES FOR THE

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PURPOSE OF ELIMINATING ABUSES CONCERNING MOTOR VEHICLES (6-S & F-f) ADOPTED APRIL 21, 1976
(TO AMEND THE NEW CHAPTER PUBLIC GARAGES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 15, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON BANK STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-4.1, Parking Limited to Thirty Minutes, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended by adding thereto the following:

Bank Street, south side, beginning at the westerly curblin
of Broad Street, and extending 290 feet westerly therefrom
Monday through Saturday 9:30 A. M. to 4:00 P. M.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BANK STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at all times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting therefrom:

Bank Street, south side, from High Street to Broad Street
and adding thereto:

Bank Street, south side, from University Avenue to Halsey Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address, and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE NAMING THE NEW ROADWAY CONNECTING WAINWRIGHT STREET AND FABYAN PLACE, OVER I-78 AS WAINWRIGHT PLACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the name of the roadway connecting Fabyan Place and Wainwright Street, as built by the State Department of Transportation over I-78, be Wainwright Place.

Section 2. The erection of signs thereon and change of municipal maps and records shall be made accordingly.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR

September 1, 1976

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CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF PEARL STREET IN THE CITY OF NEWARK,
IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City of Newark accept a deed from Housing Authority of the City of Newark, for the nominal consideration of \$1.00, conveying in fee for the purpose of widening Pearl Street, the following described land, namely:

ALL that tract or parcel of land and premises, situate, lying and being in the City of Newark in the County of Essex and State of New Jersey, more particularly described as follows:

BEGINNING at the intersection of the existing southeasterly right of way line of Halsey Street with the existing southwesterly right of way line of Pearl Street and running; thence, (1) along said right of way line of Pearl Street, South 66 degrees 53 minutes 15 seconds East, a distance of two hundred seven and five hundredths (207.05) feet to a point; thence, (2) South 23 degrees 53 minutes 54 seconds West a distance of fifteen and fifty-six hundredths (15.56) feet to a point; thence, (3) North 65 degrees 56 minutes 06 seconds West a distance of two hundred seven and three hundredths (207.03) feet to a point on the said southeasterly right of way line of Halsey Street; thence, (4) along aforesaid right of way line North 23 degrees 54 minutes 55 seconds East twelve and twelve hundredths (12.12) feet to the point and place of BEGINNING.

Containing two thousand eight hundred and sixty-five (2,865) square feet, or sixty-six thousandths (0.066) of an Acre, being the same more or less, as surveyed by Porter, O'Brien and Armstrong, C.E., Newark, New Jersey, November 1962 and revised on October, 1964.

2. This conveyance is in accordance with the Redevelopment plan of the Housing Authority of the City of Newark, approved by the City of Newark.

3. That a copy of said deed be filed with the City Clerk for inspection by any interested party pending its acceptance.

4. This Ordinance shall take effect on final passage and publication, after which the original deed shall be recorded in the Essex County Register's Office by the City's Law Department and thereupon filed with the City Clerk.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CITY TO ACCEPT A DEED IN FEE, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF RAYMOND BOULEVARD IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City of Newark accept a deed from Housing Authority of the City of Newark, for the nominal consideration of \$1.00, conveying in fee for the purpose of widening Raymond Boulevard, the following lands, namely:

All that tract or parcel of land and premises, situate, lying and being in the City of Newark in the County of Essex and State of New Jersey, more particularly described as follows:

BEGINNING at the intersection of the present Easterly line of Mulberry Street with the present Northerly line of Raymond Boulevard; thence, (1) along said line of Mulberry Street North 33 degrees 04 minutes 04 seconds East, 22 feet to the proposed Northerly line of Raymond Boulevard; thence, (2) along the same South 65 degrees 49 minutes 20 seconds East, 536.49 feet to the intersection of the same with the present westerly line of McCarter Highway which point is also in the present Northerly line of Raymond Boulevard; thence, (3) along said present Northerly line of Raymond Boulevard North 67 degrees 59 minutes 50 seconds West, 8.91 feet to an angle; and thence, (4) still along said present Northerly line of Raymond Boulevard North 68 degrees 07 minutes 50 seconds West, 531.40 feet to the point and place of BEGINNING.

2. This conveyance is in accordance with the Redevelopment Plan of the Housing Authority of the City of Newark, approved by the City of Newark.

3. That a copy of said deed be filed with the City Clerk for inspection by any interested party; pending its acceptance.

4. This Ordinance shall take effect on final passage and publication, after which the original deed shall be recorded in the Essex County Register's Office by the City's Law Department and thereupon filed with the City Clerk.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO ACCEPT A DEED IN FEE FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR THE NOMINAL CONSIDERATION OF \$1.00 FOR CERTAIN LANDS HEREINAFTER DESCRIBED FOR THE WIDENING OF BERGEN STREET, WAVERLY AVENUE, AND 18TH AVENUE, IN THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND STATE OF NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City of Newark accept a deed from Housing Authority of the City of Newark, for the nominal consideration of \$1.00, conveying in fee for the purpose of widening the above-named street and avenues, the following described lands, namely:

ALL those tracts or parcels of land and premises, situate, lying and being in the City of Newark in the County of Essex and State of New Jersey, more particularly described as follows:

TRACT I: BEGINNING at the point of intersection of the existing Northerly sideline of Waverly Avenue and the existing Easterly sideline of Bergen Street; thence

(1) North 16 degrees 18 minutes 00 seconds East 513.72 feet along the aforementioned sideline of Bergen Street to a point on the existing Southerly sideline of Eighteenth Avenue; thence

(2) South 74 degrees 16 minutes 00 seconds East 858.77 feet along the existing Southerly sideline of Eighteenth Avenue to a point; thence

(3) South 31 degrees 14 minutes 00 seconds West 22.83 feet to a point; thence

(4) North 74 degrees 16 minutes 00 seconds West 824.87 feet parallel to and 22 feet Southerly at right angle from the second course to a point; thence

(5) South 16 degrees 18 minutes 00 seconds West 516.28 feet parallel to and 28 feet Easterly at right angle from the first course to a point on the Existing Northerly sideline of Waverly Avenue; thence

(6) North 32 degrees 46 minutes 00 seconds West 37.06 feet along the aforementioned sideline of Waverly Avenue to the point and place of BEGINNING.

TRACT II: BEGINNING at a point on the existing Northerly sideline of Waverly Avenue, said point being 106.23 feet South 32 degrees 46 minutes 00 seconds East from the intersection of existing Easterly sideline of Bergen Street along the aforementioned sideline of Waverly Avenue; thence

(1) South 71 degrees 37 minutes 00 seconds East 615.00 feet to a point; thence

(2) South 31 degrees 14 minutes 00 seconds West 28.72 feet to a point on the existing Northerly sideline of Waverly Avenue; thence

(3) North 71 degrees 37 minutes 00 seconds West 573.85 feet along the existing Northerly sideline of Waverly Avenue parallel to and 28 feet Southerly at right angle from the first course to an angle point; thence

(4) North 32 degrees 46 minutes 00 seconds West 44.64 feet still along said sideline of Waverly Avenue to the point and place of BEGINNING.

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TRACT III: BEGINNING at the point of intersection of the existing Northerly sideline of Avon Avenue and the existing Easterly sideline of Bergen Street; thence

(1) North 17 degrees 45 minutes 00 seconds East 1,196.40 feet along the aforementioned sideline of Bergen Street to a point on the existing Southerly sideline of Waverly Avenue; thence

(2) South 71 degrees 37 minutes 00 seconds East 28.00 feet along said sideline of Waverly Avenue to a point; thence

(3) South 17 degrees 45 minutes 00 seconds West 1,195.11 feet parallel to and 28 feet Easterly at right angle from the first course to a point on the existing Northerly sideline of Avon Avenue; thence

(4) North 74 degrees 16 minutes 00 seconds West 28.02 feet along said sideline of Avon Avenue to the point and place of BEGINNING.

ALL of the above being the same parcels of land shown on a map entitled "Parcel Description Map, DP No. 10, 16 & 31, Housing Authority of the City of Newark, Division of Technical Services" dated December 18, 1975.

2. This conveyance is in accordance with the Redevelopment plan of the Housing Authority of the City of Newark, approved by the City of Newark.

3. That a copy of said deed be filed with the City Clerk for inspection by any interested party, pending its acceptance.

4. This Ordinance shall take effect on final passage and publication, after which the original deed shall be recorded in the Essex County Register's Office by the City's Law Department and thereupon filed with the City Clerk.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

S-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163. PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO YEARS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Puerto Rican Legal Committee, Inc., a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 109 Chester Avenue, Block 680, Lot 34, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark, pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with the Puerto Rican Legal Committee, Inc., for a term of two years at a nominal annual rental of One Hundred Sixty-Three (\$163.) Dollars or County taxes, whichever is greater; and
4. That the subject premises shall be used by the tenant for the purpose of providing legal services, pursuant to N.J.S.A. 40A:12-15 paragraphs (h) and (i); and shall be used for the purpose of providing free legal services to indigent Newark residents; and
5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the tenant has undertaken in furtherance of the public purposes for which this lease is granted; the approximate value or cost of any activities conducted on the leased premises; and affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal law; and
6. That the subject premises shall be used by the tenant for the purpose of a Legal Services Center, which shall serve approximately 200 persons.
7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
8. That the tenant shall not be permitted to erect any structures upon the leased premises, and the City of Newark reserves the right to re-enter the premises, without penalty, on ninety (90) days notice.
9. The lease shall be in the form approved by the Corporation Counsel.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 153 ELIZABETH AVENUE, NEWARK, NEW JERSEY, BLOCK 2697, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That the premises commonly known as 153 Elizabeth Avenue, Newark, New Jersey, Block 2697, Lot 21, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3,000.00 pursuant to the provision of N.J.S.A. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon final publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 29 AVON PLACE, NEWARK, NEW JERSEY, BLOCK 2583, LOT 18, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 29 Avon Place, Newark, New Jersey, Block 2583, Lot 18, be sold to the Housing Authority of the City of Newark, New Jersey a body politic and corporate, by the private sale for the amount of \$6,000.00 pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage

September 1, 1976

according to law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen; Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF FIRST AVENUE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 75 FEET IN WIDTH AND EXTENDING FROM THIRD STREET EASTERLY TO CITY RAILROAD.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, DO ORDAIN:

Section 1. All that part of First Avenue as laid out on the map of the commissioners to lay out streets, avenues, and squares, extending from Third Street easterly to City Railroad shall be vacated as a public street or highway, reserving however, to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the width and the length of the above described First Avenue to be vacated, the right to enter upon the above for the purpose of laying, relaying, rebuilding, reconstructing, or maintaining existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates or appurtenances. The erection, construction or placing of any building, vault, or structure upon or within the described easement which will interfere with the laying, relaying, rebuilding, reconstructing, or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, known and designated as Map No. 1705-V dated March 12, 1976.

Section 2. A copy of the aforesaid Map No. 1705-V dated March 12, 1976, is hereto attached and made a part hereof and a copy of same map is on file in the office of the Director, Department of Engineering.

Section 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55 - 21.11, and N.J.S.A. 40:55c-72.

Section 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

September 1, 1976

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF AUGUSTA STREET AS LAID OUT 22 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM ARLINGTON STREET TO SHIPMAN STREET, AND FOR THE VACATION OF NICHOLSON STREET AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM AUGUSTA STREET TO BRANFORD PLACE.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

SECTION 1. (a) That all that part of Augusta Street as laid out 22 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from Arlington Street to Shipman Street shall be vacated as a public street or highway.

(b) That all that part of Nicholson Street as laid out on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from Augusta Street to Branford Place shall be vacated as a public street or highway.

All is as shown on a Map prepared under the direction of this Council known and designated as Map No. 1709-V, dated May 26, 1976 which Map is hereto attached and made a part hereof.

SECTION 2. A copy of the aforesaid Map No. 1709-V, dated May 26, 1976, is on file in the Office of the Director, Department of Engineering.

SECTION 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b).

SECTION 4. This ordinance shall take effect upon adoption and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO DELETE THE TITLE AND SALARY RANGE FOR MANAGER, REAL ESTATE MAINTENANCE AND CREATE THE TITLES AND SALARY RANGES FOR BUILDING SERVICE MANAGER AND SUPERVISOR, REPAIR AND MAINTENANCE AS PER CIVIL SERVICE CLASSIFICATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain permanent positions in the Department of Finance and establishing salaries therefor" adopted November 22, 1966 (6S&Fk) and amendments thereto, be and the same is hereby amended by deleting the following title, title code, annual minimum and annual maximum salaries, therefor, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Manager, Real Estate Maintenance - 999320 | \$12,209 | \$14,848 |

Section 2. That Section 1 of the aforementioned ordinance be further amended by creating the following titles, salary ranges and title codes as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Building Service Manager - 999320 | \$11,074 | \$13,460 |
| Supervisor, Repair & Maintenance - 390000 | 12,209 | 14,848 |

Section 3. All ordinances or parts of prior ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

September 1, 1976

208 President Harris called for those desiring to be heard on the ordinance to approach the roll, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AUTHORIZE THE TAX ASSESSOR TO EXEMPT FROM TAXATION THE FIRST \$4,000.00 OF IMPROVEMENTS ON HOUSING 20 YEARS AND OLDER PURSUANT TO AUTHORITY GRANTED IN P. L. 1975, C. 104.

WHEREAS, the Legislature of the State of New Jersey enacted the above entitled, Public Law, which enables qualified municipalities to exempt from taxation the first \$4,000.00 of improvements per unit of residential housing 20 years old or older for a period of five years, which was approved and made effective as of May 29, 1975; and

WHEREAS, the Governing Body of the City of Newark, pursuant to the provisions of said Public Law, adopted a resolution on February 18, 1976, petitioning the Planning Board of the County of Essex to determine residential neighborhoods of the City of Newark to be endangered by blight; and therefore, requesting that the City of Newark shall be determined to be a "qualified municipality" under the provisions of said Public Law; and

WHEREAS, the County Planning Board has reviewed the residential neighborhoods of the City of Newark and has considered the following factors, among others: existence of areas within the municipality that has previously been declared blighted; deterioration in housing maintenance; age of housing stock; and arrearage in real property taxes due on residential properties, and has determined that the area is endangered by blight; and

WHEREAS, it was determined by resolution dated April 21, 1976, by the County Planning Board that the City of Newark, having been found to be endangered by blight, was entitled to qualified municipality status pursuant to the P.L. 1975, C104 and was thereby formally granted such status; and

WHEREAS, the Governing Body of the City of Newark is desirous of encouraging owners of residential properties, and thereby curb the extension of blight into once-flourishing neighborhoods; and

WHEREAS, as a result of the incursion of blight into such neighborhoods, many of our municipalities have and are presently engaged in extensive urban renewal and urban development projects involving vast expenditures of public funds; and

WHEREAS, the deterioration of neighborhoods into blighted areas making such renewal and redevelopment projects necessary, is the result in a large measure of the unwillingness of the owners and investors of residential properties to properly maintain and improve their properties out of fear of the resulting increase in property taxes; and

WHEREAS, by exempting for a limited period certain home improvements from taxation, much of this unwillingness and fear would not only be dissipated, but such owners and investors would be encouraged to rehabilitate and improve their properties and, incidentally, their respective neighborhoods and municipalities; and

WHEREAS, the provisions of Article VIII, Section III of the State Constitution, providing for limited tax abatements in areas subject to blight, can best be utilized at the least economic cost preventively in areas threatened by physical and social deterioration and blight by their application to the improvement, modernization, rehabilitation, and renewal of individual residential properties in such areas.

NOW, THEREFORE, THE MUNICIPAL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, DO ORDAIN:

A. Eligible Real Property:

Owners of residential properties located in Newark who meet the following qualifications are entitled to avail themselves of the opportunity to gain a tax exemption as provided in said statute:

1. Said residential properties must contain a building or buildings which were constructed 20 years or more prior to the time of application for the exemption, and is used or being held for use, in whole or part, as a home or residential dwelling, which is a constituent part of the real property.

2. This application must be filed with the Tax Assessor within 30 days, including Saturdays and Sundays, following the completion of the improvements. Owners in qualified municipalities are entitled to apply for and receive the benefits afforded by P.L. 1975, C.104 upon adoption of this municipal ordinance in conformity with the requirements of the Act.

B. Application Procedure:

The following conditions shall apply to all claims for the exemption at the time of application:

1. Claims for the exemption shall be in writing upon forms prescribed by the Director of the Division of Taxation, and must be filed with the local tax assessor following completion of the home improvement.

2. Each taxing district subject to the provisions of this Act is required to provide copies of the prescribed application form for the use of the claimants. Taxing districts which require applications for exemption forms may obtain them from one of the companies which specializes in supplying forms for municipal use.

3. When required by the tax assessor, claimants for the exemption must submit such data in support of their claim as it might request.

4. Additional claims for the exemption may be submitted and approved with regard to dwellings with respect to which a previous home improvement exemption was granted in an amount less than \$4,000; provided, however, the total deduction for any dwelling unit shall not be in excess of the maximum of \$4,000.

C. Procedures Upon Allowance of Exemption:

Every application for exemption of one or more improvements which qualify shall be approved and allowed by the local tax assessor; but, in no case may the exemption exceed the maximum of \$4,000 per dwelling unit.

1. Claim for the exemption, once filed on the prescribed form and allowed by the local tax assessor, shall continue in force for a period of five years following January 1 of the year in which the exemption was allowed.

2. Upon approval of the claim for exemption, the local tax assessor shall record the exemption in its permanent records and enter it under the appropriate columns on the official tax list.

In the event that any section of this Ordinance shall be declared invalid or unconstitutional by any Court of competent jurisdiction, the said determination shall not affect the validity or constitutionality of any other section or sections of this Ordinance.

This Ordinance shall take effect immediately after passage or adoption and publication as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE CREATION OF A SPECIAL ACCOUNT TO DISPOSE OF FUNDS RECEIVED IN THE ADMINISTRATION OF CHAPTER 10, ARTICLE 2, SECTION 2:10-4 (d) (e) (g) (j) (k) (l).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Medicaid reimbursement fees and any and all other moneys collected or received under the provisions of Chapter 10, Article 2 of the Revised Ordinances of the City of Newark, section 2:20-4,

- ...
 - (d) Provide maternal and child health service including infant and pre-school health services, health services in parochial schools and health services for handicapped children.
 - (e) Provide dental health services.
 - ...
 - (g) Provide chronic disease services.
 - ...
 - (j) Provide appropriate clinics as required by the several division programs.
 - (k) Provide laboratory services.
 - (l) Provide health advisory services including health education and nutrition.

shall be forwarded to the Department of Finance, Revenue Collection Division of the City of Newark, within thirty (30) days after collection or receipt.

Section 2. Such funds shall be placed in a special account separate from any of the other accounts of the City, and shall be used for the following purposes only: other expense items necessary for the execution of §2:10-4 (d)(e)(g)(j)(k)(l) of Chapter 10, Article 2 of the Revised Ordinances of the City of Newark, subject to the approval of the Director of the Department of Health & Welfare.

Section 3. Any unexpended balance remaining in such special account shall be retained therein until the end of the third fiscal year following and may be used for any of the purposes set forth herein. At the end of the said third fiscal year following, and at the end of each fiscal year thereafter, there shall be transferred from such special account to the general funds of the City any amount then in such account which is in excess of the total amount paid into said special account during the last two (2) fiscal years next preceding.

Section 4. This ordinance shall take effect upon passage and publication, and in accordance with the laws of the State of New Jersey.

September 1, 1976

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Buck, Review and Planning Officer Wilbert Allen and Economic Development Specialist Wayne Braffman met with the Council August 3, 1976)

A motion to defer action on this ordinance was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Buck, Review and Planning Officer Wilbert Allen and Economic Development Specialist Wayne Braffman met with the Council August 3, 1976)

A motion to defer action on this ordinance was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

MR. DON C. CLARK, P. O. BOX 209, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to group riding from Newark Airport to New York. He stated he sat in with the New York taxicab drivers and it was agreed that the fares would be the same both ways. The metropolitan taxi board of trade has refused group riding. He questioned why the Newark City Council is voting on group riding. He alleged the Newark taxi industry is against group riding. The Newark taxi industry is the only form of transportation at Newark Airport without representation inside of the terminal.

Councilman James said he wanted to comment on the first part of Mr. Clark's statement as to what the Council is doing with respect to the landing fees. He believes Mr. Clark should praise the Council. This Council has led the fight against discriminatory landing fees. Councilman James said he wanted to set the record straight to indicate that due to the lobbying of this Council, the efforts of Councilman Carrino who actually participated in a demonstration, this fight has moved to the County and the Freeholders have joined us in demanding that the landing fees be made equitable for both Newark and the New York community. It then went to the State Department and then it went up to the Governor. Governor Byrne himself on the front page of every newspaper, asked the Port Authority to lower the landing fees for Newark in order to free them from their plight, which would subsequently bring about more taxi riders. He wanted to set the record straight that the fight started in the Council Chamber and everyone else wants to take the leadership. This matter right now is before the New York Port Authority and soon they will make an announcement and he does not think we have to do anything else. On the question of group riding...we had a bad situation at the airport we needed improvement and the group riding process is an experiment. If it works in six months then we can do other things, if it fails, then we have the power to end that measure and bring it back. Councilman James said he will be honest and he will always say to the cab drivers their image in Newark and at the Newark International Airport is like Dr. Jekyll and Mr. Hyde and there are many persons who believe we have to do some-

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thing in order to improve the image of the cab industry prior to changing the landing fees, prior to bringing in more passengers and we have to tell it to your face. There are many discrepancies, many ills that lay in our doorsteps because of your performance in and around Newark so it is not all peaches and cream, not all ice cream. This Council in the years he has been here has been the best friend the taxi cab drivers and owners have ever had in the City of Newark.

Councilman Tucker said he would withhold his remarks until other people who have remarks to make have made them but he thanked them for lobbying with the Governor along with other representatives.

6-HC-b.

MR. FOREST MULLINS, 131 SOUTH HARRISON STREET, EAST ORANGE, NEW JERSEY,

addressed the Municipal Council with respect to group riding indicating that the Council would like to experiment with group riding for six months and he thinks if they experiment for the six months a lot of people would be out of work and he does not think the drivers could stand it. As far as the Taxi Commission is concerned, he does not disapprove of the Taxi Commission but he disapproves their tactics. When the Taxi Commission was formed, they were supposed to go in effect on January 1st and it went into effect in November. They made us pay a year before we were supposed to. He wanted to know whether they are going to get their money back. He questioned whether the Council has done anything as far as Terminal A is concerned. The City Council promised us two years ago that they would take procedures and nothing has happened. He said they have somebody from Essex County Freeholders, sitting on the Taxicab Commission passing judgment on the cab drivers and he does not feel that is right because these people have done nothing as far as the cab drivers are concerned. He said they needed these people and they did not come forward as far as Terminal A was concerned.

Councilman Tucker said that on Terminal A, when we had the meetings two years ago, it was resolved by the City Council to join in a suit, that the taxi industry or taxi drivers would file. The Corporation Counsel who was directed to do so at that time, said the City could not institute suit, we could join in with you, if you instituted suit. Long meetings were held with the representatives of the Taxi Board Trade, Mr. Zarin and they also met with the taxi drivers association and Mr. Clark. What he is saying is that the Corporation Counsel said that the City of Newark has an indirect interest, not a vested interest. There was a legal opinion received. The City Council resolved that we should fight it. It is up to the representatives of the taxi industry to institute suit and the City would join them. If Mr. Zarin, or any of the legal representatives file suit against the Port Authority in relation to that move, the City will join them. That has already been resolved.

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President Harris requested Assistant Corporation Counsel Miceli to step up and questioned whether Mr. Mullins was entitled to a rebate.

Assistant Corporation Counsel Miceli replied that he is not familiar with what he is speaking about.

President Harris requested Assistant Corporation Counsel to meet with Mr. Mullins to receive all the facts and discuss it with Corporation Counsel Buck and give a report back to the Council.

Mr. Mullins questioned whether the fees could be lowered.

President Harris stated that any recommendation regarding fees should originate from the Administrator's Office and insofar as to whether there would be a reduction, he is not prepared to answer.

6-HC-c.

MR. LOUIS J. SMITH, PRESIDENT, NEWARK TAXI DRIVERS ASSOCIATION, 100 CLINTON

AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to group riding indicating that it would be a disaster to the taxicab industry. The reason is because drivers at Newark International Airport along with the drivers of the City work on a continuous flow of serving the public. There is not a guarantee that a substantial amount of passengers will be willing to ride together. According to the Port Authority proposal there will be three points of destination. If there is legislation that will improve the taxicab industry they are all for it but when it degrades the taxicab industry they are against it and request the Council to reject it.

Councilman Tucker indicated there will be a public hearing held on this ordinance on September 15, 1976. The proposal was submitted by the airlines and Port Authority says it is really an experiment for six months. After that period of time this Council will evaluate whether it will be worthwhile to continue. He said he would like to explain some of the assets and deficits explained to them by the representatives of the Port Authority and also some of the representatives of the airlines. 1) Port Authority, initially, when we talked about having a starter, it was envisioned the City would pay a portion of the starters salary, the airlines pay a portion and also the Port Authority. However, the Port Authority, through a grant, is picking up the total cost involved. There is no cost to the City in relation to a starter. It is not just group riding. Basically what they will have is a starter at the Terminal plus national advertisement dealing with this. The important factor is the fact that, a passenger, if he chooses to, does not have to group ride. So in effect what he is saying is that if a passenger is in a hurry, has a large amount of luggage, does not want to ride in a group taxi all he would do is instruct the starter to drive him straight to New York. It is not a matter that every

passenger who is going to Manhattan will have to group ride. All he is saying is that you have a certain amount of flexibility that relates to the passengers because if they are in that much of a hurry you can be very much assured you can ride alone. He is aware of the fact that there are many positives and also negatives which relate to the extension of the line. But he does feel that one factor that appears to be is that most of the people who work the airport somehow or other there is a division of some kind in relation to taxi drivers, maybe owner-drivers or what have you. A certain percentage of taxi drivers, work the airport and do not work necessarily in the City of Newark. He is not saying that it would be a detriment to the City if some of the particular individuals come back and provide service to the City of Newark and for the New York scene. He does feel that it should be given an opportunity, to see if it will work or not. There is no guarantee that group riding will work and he knows they are well aware of that. The other factor is if a person jumps a district in New York City, you are well aware of the fact they are going to be charged an additional amount for each district. If they get off at the first district at 32nd Street and want to go up to 90th Street they are going to have to pay the difference and that will be explained to them. A lot of the experiment depends upon whether a person wants to group ride. He is not sure whether it will work and he is not sure it won't work but we should at least give it an opportunity to succeed or fail.

President Harris stated that representation was made by Members of the Port Authority yesterday that input in the decision relating to group riding, that the taxicab drivers had input, and he questioned Mr. Smith whether that is true or not.

Mr. Smith indicated that they had one meeting.

6-HC-d.

MR. WALTER S. PERNA, 313 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a sewer pipe that was broken and replaced by the Water Department. He felt the fee charged was incorrect.

The following speakers addressed the Municipal Council with respect to group riding. They urged the Council not to adopt this ordinance.

6-HC-e.

MR. ALONZO WILBURN, P. O. BOX 4015, EAST ORANGE, NEW JERSEY.

6-HC-f.

MR. FRANK P. ALARKON, 302 WALNUT STREET, NEWARK, NEW JERSEY.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION APPROVING APPLICATION AND PLAN OF INDUSTRIAL EQUIPMENT URBAN RENEWAL ASSOCIATION, A PARTNERSHIP, FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON

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LAND LOCATED AT 459-467 RAYMOND BOULEVARD, AND REAR OF 459-465 RAYMOND BOULEVARD (BLOCK 2462, LOTS 27 AND 22, RESPECTIVELY) MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT OR A PERIOD OF 15 YEARS FROM DATE OF COMPLETION OF SAID PROJECT IN COMPLIANCE WITH, AND SUBJECT TO PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 40:55C-40 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR ON BEHALF OF CITY OF NEWARK TO EXECUTE A CONSENT, IN FORM ANNEXED TO ATTACHED DUPLICATE ORIGINAL OF THE AGREEMENT OF SUB-LEASE BETWEEN CITY OF NEWARK AND NORRIS INDUSTRIES, INC. AS SUBLESSOR AND THE FYR-FYTER CO., INC. AS SUBLESSEE, ROUTES 1 & 9 AND WESTINGHOUSE STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. EMERGENCY RESOLUTION APPROPRIATING \$15,000., DEPARTMENT OF LAW, PROFESSIONAL SERVICES: TO PROVIDE FUNDS TO ENABLE THE CITY TO CONTINUE TO RETAIN THE LEGAL SERVICES OF MR. GERALD DORF IN CERTAIN LABOR MATTERS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-d. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PRIDE ENVIRONMENTAL SERVICES, INC., 1536 YOU STREET NW, WASHINGTON, D.C., ONLY RESPONSIBLE BIDDER, FOR SIX HUNDRED THIRTY TWO (632) LITTER CONTAINERS, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, IN AMOUNT NOT TO EXCEED \$97,960. (TOTAL AMOUNT SHALL BE PAID FROM

September 1, 1976

HOUSING AND COMMUNITY DEVELOPMENT ACT I TRUST ACCOUNT-RESOLUTION 7-R-cq, FEBRUARY 5, 1975.
AMOUNT ENCUMBERED IN 1975 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the following conditions: 1) Before placing of the trash cans Administration is to check with each Ward Councilman as to location of said can; 2) There is to be one theme rather than a multi-theme at each site; and 3) There must be assurance that the cans are immobile at their sites, was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

7-R-e. EMERGENCY RESOLUTION APPROPRIATING \$5,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, SERVICE BY CONTRACT OR AGREEMENT, REPAIR OF OVERHEAD DOORS, TO PROVIDE FUNDS FOR REPAIR OF OVERHEAD DOORS AT FIRE AND POLICE STATIONS AND OTHER CITY AGENCIES THAT RESPOND TO EMERGENCY CALLS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to condition that this appropriation be utilized for expenses in the future and not to pay obligations already incurred was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION ACCEPTING BID OF LATHAN & THOMAS PRODUCTIONS, INC. TO LEASE APPROXIMATELY 10,744 SQUARE FEET OF SPACE LOCATED IN THE SUB-BASEMENT AND OFFICE SPACE LOCATED ON FOURTH FLOOR OF CITY-OWNED PREMISES, 16-20 PARK PLACE, NEWARK, NEW JERSEY, FOR \$202.41 PER MONTH, FOR AN EIGHT (8) MONTH TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Acting Tax Collector Joseph, Real Estate Officer Milano and Director of Communications Moore, Mayor's Office to meet with the Council at their pre-meeting conference September 14, 1976 was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION REQUESTING STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION TO

EXECUTE A CONTRACT WITH A CONSULTING ENGINEERING FIRM TO PROVIDE FOR FINAL DESIGN AND CONSTRUCTION PLANS FOR EXPANSION OF NEWARK COMPUTERIZED SURVEILLANCE AND TRAFFIC SIGNAL CONTROL SYSTEM, AT ESTIMATED COST OF \$1,900,000. TO BE FUNDED THROUGH STATE AND FEDERAL FUNDS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO BE CITY'S REPRESENTATIVE FOR IMPLEMENTING PROJECT AND IS AUTHORIZED TO FILE REQUIRED APPLICATION FOR SAID PROJECT ON BEHALF OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO CONTRACT WITH ANTHRONIC PLATING CORPORATION, 109 - 14TH AVENUE, NEWARK, NEW JERSEY, WHO WILL OPERATE A PLATING SPECIALIST AND TECHNICIANS TRAINING PROGRAM FOR FOURTEEN (14) TRAINEES FOR SUM NOT TO EXCEED \$35,000.: SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION COMMENDING THE TAXICAB COMMISSION FOR OUTSTANDING AND MERITORIOUS

SERVICE TO THE CITIZENS OF NEWARK.

A motion to have this resolution withdrawn from the Calendar was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS

IN 1976 CITY OF NEWARK BUDGET, FROM DEPARTMENT OF FIRE, CITY CURRENT FUND, SALARIES AND WAGES, OVERTIME, BATTALION CHIEF AND OTHER EXPENSES, EQUIPMENT, HOSES TO SALARIES AND

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WAGES, FIRE CAPTAIN, FIREFIGHTER AND OTHER EXPENSES, MATERIALS AND SUPPLIES, CLOTHING ALLOWANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION RATIFYING AGREEMENT ENTERED INTO BY EXECUTIVE DIRECTOR OF NEWARK BICENTENNIAL COMMISSION ACTING BY AND FOR THE CITY OF NEWARK WITH PORT AUTHORITY OF NEW YORK AND NEW JERSEY AND AMERICAN FREEDOM TRAIN FOUNDATION, INC. FOR UTILIZATION OF SITE PROVIDED BY SAID PORT AUTHORITY OF NEW YORK AND NEW JERSEY, AS SET FORTH IN EXHIBIT A, FOR EXHIBITION OF AMERICAN FREEDOM TRAIN ON AUGUST 21 - 23, 1976 IN NEWARK. (DOES NOT REQUIRE EXPENDITURE OF PUBLIC FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ACE BRAKE EXCHANGE INC., 707 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CLUTCH REPAIRS, PARTS AND LABOR, FOR A ONE (1) YEAR PERIOD, EFFECTIVE SEPTEMBER 2, 1976 TO SEPTEMBER 1, 1977 INCLUSIVE, NOT TO EXCEED \$15,000., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; TOTAL AMOUNT TO BE PAID FROM 1976 DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION RATIFYING SUBMITTAL OF AN EXTENSION REQUEST BY THE CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD OCTOBER 1, 1976 TO SEPTEMBER 30, 1977 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD OCTOBER 1, 1976 TO SEPTEMBER 30, 1977 ON BEHALF OF "SUPPORTED WORK" PROGRAM; FURTHER AUTHORIZING PROJECT DIRECTOR TO EXECUTE AN AMENDMENT TO ORIGINAL CONTRACT EXTENDING TERMINATION DATE FROM OCTOBER 1, 1976 TO SEPTEMBER 30, 1977 CONTINGENT UPON APPROVAL OF NEW JERSEY STATE

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LAW ENFORCEMENT PLANNING AGENCY; NECESSARY SUM OF SURPLUS FUNDS SHALL BE DERIVED FROM GRANT FROM LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani.

Councilman Carrino questioned whether this is the program that was supposed to have people picking up newspapers and everything else for the past year.

Councilman Tucker said this is the one out of the Office of Newark Studies. That one that was funded by the Ford Foundation. The one with the newspapers is funded by SLEPA. It is similar but not identical.

Councilman Carrino further questioned what are these people supposed to do.

Councilman Tucker replied they are welfare recipients, drug addicts and alcoholics. People who had for one reason or another dropped out of society and are now being brought back in. The difference is the Ford Foundation funded the City with \$800,000. and the City is coming up with roughly about \$100,000. The point he is raising is that we are putting money into that project, it has been in operation for about a year and we should have received an evaluation on that project. We have not been in receipt of an evaluation report. He thinks he raised this at the last meeting and nothing took place.

A motion to adopt the resolution conditioned on the receipt of evaluation reports on N.S.C. by the United States Department of Health, Education and Welfare and the Ford Foundation was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION RATIFYING SUBMITTAL OF AN EXTENSION REQUEST BY THE CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD OCTOBER 1, 1976 TO DECEMBER 31, 1976 AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD OCTOBER 1, 1976 TO DECEMBER 31, 1976 ON BEHALF OF "TASC" PROGRAM; FURTHER AUTHORIZING PROJECT DIRECTOR TO EXECUTE AN AMENDMENT TO THE ORIGINAL CONTRACT EXTENDING THE TERMINATION DATE FROM OCTOBER 1, 1976 TO DECEMBER 31, 1976 CONTINGENT UPON THE APPROVAL OF NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY; NECESSARY SUM OF SURPLUS FUNDS SHALL BE DERIVED FROM GRANT FROM LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4
7-R-o.

RESOLUTION DESIGNATING LAKE STREET AS A THROUGH STREET BETWEEN SECOND AVENUE AND ELWOOD AVENUE AND INSTALLING STOP SIGNS ON THE NEAR RIGHT SIDE OF EACH STREET INTERSECTING THE THROUGH STREET; PURSUANT TO SECTION 39:4-140, TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1
7-R-p.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PAUL MOLLE', TRAINING COORDINATOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING JULY 30, 1976 AND ENDING JANUARY 30, 1977. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN JANUARY 30, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to communicate with Business Administrator Walls requesting from him the established policy, if any, being followed by Administration in granting, or denying, leaves of absences was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1
7-R-q.

RESOLUTION CANCELLING ERRONEOUSLY CHARGED INTERESTS AND PENALTIES BEING CARRIED ON THE TAX DUPLICATE AS ASSESSED TO BLOCK 63, LOT 44, 137-145 HALSEY STREET. (\$3,470.09)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-r.

EMERGENCY RESOLUTION APPROPRIATING \$2,800., DEPARTMENT OF ADMINISTRATION,
DIVISION OF CENTRAL PURCHASE, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, ADVERTISING,
\$1,000., MATERIALS AND SUPPLIES, PRINTING SERVICES M & S-\$1,800.; SAID EMERGENCY FUNDS
SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS
IN 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF FINANCE, DATA PROCESSING DIVISION, FROM
DIRECTOR OF INFORMATION SYSTEMS TO COURT ADMINISTRATOR; TO PROVIDE FUNDS IN THE TITLE OF
CONTRACT ADMINISTRATOR IN COMPLIANCE WITH ORDINANCE 6-S & F-g, DATED APRIL 22, 1976 WHICH
DELETED TITLE OF INFORMATION SYSTEMS AND REPLACED IT WITH TITLE OF CONTRACT ADMINISTRATOR,
SAME SALARY RANGE \$19,887. - \$24,172.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano.

Councilman Carrino questioned whether this budget correction is for just one man or the whole elaborate set-up.

City Clerk D'Ascensio replied it is just for the one man, the Contract Administrator.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-t.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS
IN 1976 CITY OF NEWARK BUDGET, WATER UTILITY, COMMERCIAL AND ACCOUNTING, FROM OTHER
SALARIES AND WAGES, WATER METER READER TO DIRECTOR, WATER ACCOUNTING AND CUSTOMER SERVICE;
TO PROVIDE FUNDS IN THE TITLE OF DIRECTOR, WATER ACCOUNTING AND CUSTOMER SERVICE DUE TO
CHANGE IN SALARY RANGE FOR THIS POSITION BY ORDINANCE 6-S & F-g, DATED JUNE 21, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-u.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CETA
1 FISCAL YEAR 1977, \$7,946,683.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL APPROXIMATELY 5½ TONS OF
CONTAMINATED SCRAP METAL, TRAFFIC AND SIGNALS DIVISION, NOT NEEDED FOR PUBLIC USE;
PURSUANT TO N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 500 CUBIC FEET OF SCRAP PAPER-
RECORDS, OFFICE OF THE CITY CLERK, NOT NEEDED FOR PUBLIC USE; PURSUANT TO N.J.S.A. 40A:11-
36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY,
POSSESSION OF THE POLICE DEPARTMENT BY FINDING OR RECOVERY, ON SATURDAY, SEPTEMBER 18,
1976, PURSUANT TO N.J.S.A. 40A:11-36; FUNDS RECEIVED FROM AUCTION SALE SHALL BE DEPOSITED
IN GENERAL ACCOUNT OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-y.RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH SUMMIT

TRUCK BODY INC., 24-50 FRANKLIN PLACE, SUMMIT, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR
CONVERSION OF ONE (1) INVALID COACH TO A PARAMEDIC UNIT, NOT TO EXCEED \$3,600., IN
ACCORDANCE WITH THEIR BID SPECIFICATIONS; AVAILABLE FROM 1976 DEPARTMENT OF HEALTH AND
WELFARE, EMS DIVISION OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION APPROXIMATELY 952 SQUARE FEET

OF SPACE ON THE FIRST FLOOR OF CITY-OWNED BUILDING AT 303-305 CLINTON AVENUE, BLOCK 2667,
LOT 12, FOR A TWO (2) YEAR PERIOD AT A MINIMUM RENTAL OF \$200. PER MONTH; PURSUANT TO
N.J.S.A. 40A:12-14. (HERBERT GORDETSKY, T/A MILK BAR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL

REAL ESTATE TAXES FOR YEAR 1974, FOR PREMISES 88 CLINTON AVENUE, BLOCK 2826, LOT 7, BLACK
YOUTH ORGANIZATION, INC., SUM OF \$1,651.20; ASSESSED IN ERROR, EXEMPT PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL

REAL ESTATE TAXES FOR YEAR 1975, FOR PREMISES 55 CHESTER AVENUE, BLOCK 678, LOT 54,
NATHANIEL SIMS, SUM OF \$894.60; ASSESSED IN ERROR, BUILDING DEMOLISHED DECEMBER 24, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TOTALING \$27,837.29 TO PARTIES AND AMOUNTS SHOWN ON ANNEXED EXHIBIT "A" FOR REDEEMED TAX SALE CERTIFICATES, WHICH WERE PURCHASED AT THE CITY TAX SALE OF DECEMBER 4, 1976 (PURSUANT TO SECTION 54:5-19 TO 54:4-111, ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING THE CITY OF NEWARK TO MAKE APPLICATION FOR FUNDS IN CONNECTION WITH PROJECT ENTITLED "UNIFIED VAILSBURG SERVICES-SECOND YEAR" TO STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING SUBMITTAL OF AN EXTENSION REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY AND REQUESTING TO EXTEND CONTRACTUAL OBLIGATION FOR PERIOD SEPTEMBER 1, 1976 TO JUNE 30, 1977 ON BEHALF OF THE TACTICAL ANTI-CRIME PROJECT; FURTHER AUTHORIZING POLICE DIRECTOR TO EXTEND SERVICES DERIVED FROM THIS CONTRACT FROM SEPTEMBER 1, 1976 TO JUNE 30, 1977 CONTINGENT UPON APPROVAL OF NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY; NECESSARY SUM OF \$697,909. SHALL BE DERIVED FROM GRANT FROM LAW ENFORCEMENT ASSISTANCE ADMINISTRATION THROUGH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN THE AMOUNT OF \$1,899.234.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NEWARK TO ENTER INTO CONTRACT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY FOR THE CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL" (SLEPA-53,483., STATE BUY-IN-\$2,971., STATE LOCAL CASH-\$2,971., (ACTUAL CITY CONTRIBUTION-\$22,823.)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned on the continued understanding that none of the monies were to be used to implement raises was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION AUTHORIZING MAYOR TO FILE APPLICATION TO CONTINUE TO OPERATE A COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM WITHIN THE CITY OF NEWARK INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, AND TO EXECUTE ALL NECESSARY DOCUMENTS TO ENTER INTO AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION; GRANT AGREEMENT WILL BE \$9,838,958. OF WHICH \$1,892,275. WILL HAVE BEEN PREVIOUSLY GRANTED TO CITY OF NEWARK; \$7,946,683. WILL BE RECEIVED WITH THIS GRANT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION-PROPOSAL TO NEW JERSEY STATE HEALTH SERVICES CORPORATION FOR SUM OF \$15,000. TO DEFRAY THE COST OF PLANNING AND DEVELOPING THREE POLICY AND PROCEDURE MANUALS FOR DAYTON COMMUNITY HEALTH CENTER FOR A ONE YEAR PERIOD. (NO MATCH FUNDS BY THE CITY OF NEWARK ARE NECESSARY).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION RATIFYING CONTRACT BETWEEN MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE AND TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD JULY 1, 1976 TO SEPTEMBER 1, 1976; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD SEPTEMBER 2, 1976 TO JUNE 30, 1977, TRI-STATE SHALL PAY SUM OF \$45,600. TO MAYOR'S POLICY AND DEVELOPMENT OFFICE FOR PURPOSE OF UNDER-

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2-13
2-6
TAKING SUBREGIONAL COMPREHENSIVE TRANSPORTATION PLANNING AND CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$11,400.; FURTHER RESCINDING RESOLUTION 7-R-cp, AUGUST 4, 1976, RELATING TO THIS CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-bm, ADOPTED SEPTEMBER 19, 1974, ENTITLED "RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE (MPDO) TO ENTER INTO CONTRACT WITH THE COUNTY OF ESSEX WHEREBY COUNTY SHALL PAY \$53,200. TO MAYOR'S POLICY AND DEVELOPMENT OFFICE FOR THE PURPOSE OF UNDERTAKING SUBREGIONAL COMPREHENSIVE PLANNING, CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$3,800." TO INCLUDE IN THE RESOLUTION THE TERM OF THE CONTRACT AS OF JULY 1, 1974 TO JUNE 30, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING EARL HARRIS, PRESIDENT, ON BEHALF OF THE NEWARK MUNICIPAL COUNCIL, TO EXECUTE CONTRACT ENGAGING SERVICES OF BRUNO ASSOCIATES, INC. AS A PUBLIC RELATIONS CONSULTANT FOR THE PERIOD BEGINNING OCTOBER 1, 1976 AND ENDING SEPTEMBER 30, 1977 FOR THE SUM OF \$25,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilman Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilmen Carrino, James.

7-R-bl.

RESOLUTION AMENDING RESOLUTION 7-R-p, JUNE 22, 1976, CONTRACT WITH NEWARK SKILLS CENTER, BY REDUCING AMOUNT OF CONTRACT FROM \$375,587. TO \$364,730.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENT AGREEMENTS, PURSUANT TO PROVISIONS OF N.J.S.A. 54:5-65 ET SEQ.; WITH EACH PROPERTY OWNER INDICATED ON ANNEXED LIST FOR INDICATED AMOUNTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY, POSSESSION OF POLICE DEPARTMENT BY FINDING OR RECOVERY, ON SATURDAY, OCTOBER 2, 1976, PURSUANT TO N.J.S.A. 40A:11-36; FUNDS RECEIVED FROM AUCTION SALE SHALL BE DEPOSITED IN GENERAL FUND ACCOUNT OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME, 1155 PLEASANT VALLEY WAY, WEST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR FURNISHING KOSHER MEALS IN TITLE VII NUTRITION FOR THE ELDERLY PROGRAM, NOT TO EXCEED \$7,350. (\$1.70 EACH MEAL); SHALL BE PAID FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF NUTRITION FOR THE ELDERLY-KOSHER COMPONENT-VII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH VAILSBURG BUSINESSMEN'S ASSOCIATION FOR \$50,000. FOR THE PURPOSE OF PROVIDING COMMERCIAL REVITALIZATION SERVICES TO THE VAILSBURG AREA; BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301 P. L. 93-383). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO

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LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF
RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 860 SQUARE FEET OF OFFICE
SPACE ON TWELFTH FLOOR OF CITY-OWNED BUILDING AT 786 BROAD STREET, BLOCK 146, LOT 48,
FOR AN 18-MONTH PERIOD AT A MINIMUM RENTAL OF \$286.66 PER MONTH, PURSUANT TO N.J.S.A.
40A:12-14. (GLAMOUR SCHOOL OF PHOTOGRAPHERS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 10-34 KEARNY
STREET, BLOCK 524, LOT 17, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE
OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Director of Sullivan to meet with the Council at their pre-meeting conference was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Giuliano, Martinez.

Councilman Carrino stated the reason he voted in the negative to have this resolution deferred is because he wants to get rid of that property as soon as possible.

7-R-bs.

RESOLUTION DESIGNATING AND AUTHORIZING THE CENTRAL PLANNING BOARD TO MAKE AN
INVESTIGATION AND HOLD PUBLIC HEARING TO DETERMINE WHETHER THE SOUTH BROAD/VALLEY AREA
(BLOCK 2777) AS DESIGNATED IN THIS RESOLUTION IS A BLIGHTED AREA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NEWARK PARKING

AUTHORITY, THE COUNTY OF ESSEX, C.H.E.N. AND THE NEWARK HOUSING AUTHORITY FOR TOTAL SUM OF \$24,000. FOR THE PURPOSE OF OBTAINING A PARKING STUDY AND SITE EVALUATION IN THE CITY OF NEWARK IN A STUDY AREA BOUNDED ON THE SOUTH BY WASHINGTON STREET ON THE EAST BY CENTRAL AVENUE ON THE NORTH BY WILSEY STREET AND NEWARK STREET, AND ON THE WEST BY NELSON PLACE, AN AREA OF APPROXIMATELY 35 BLOCKS; CITY OF NEWARK AGREED TO PAY \$2,500. OF SAID SUM TO WILBUR SMITH ASSOCIATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES

NOT REQUIRED FOR GOVERNMENTAL PURPOSE, ON SEPTEMBER 17, 1976, AT 11:00 A. M., AT THE MILITARY PARK BUILDING, 20 PARK PLACE, NEWARK, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING OF EXHIBIT A AND NOTICE OF FURTHER MEETING OCTOBER 6, 1976, AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Tucker recommended a communication be sent to Mr. Milano dealing with the masthead ordinance on the publication of the booklet and also the placard not relating to the masthead ordinance.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF

OF CITY OF NEWARK WITH L.E. TUCKETT & THOMPSON ARCHITECTS, FOR DESIGN SERVICES ON PROJECT KNOWN AS MAPLE AVENUE COMMUNITY CENTER, NOT TO EXCEED \$29,000.; FUNDS PROVIDED IN SECOND YEAR H.C.D.A., RESOLUTION 7-R-a, FEBRUARY 9, 1976. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

September 1, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-bw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS
IN 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
CERTIFIED HEALTH SERVICES, FROM SALARIES AND WAGES, NUTRITIONIST TO BIOSTATISTICIAN, CHS
AND EPIDEMIOLOGIST, CHS; TRANSFER REQUIRED TO PROVIDE FUNDS NECESSARY TO HIRE A
BIOSTATISTICIAN, CHS AND EPIDEMIOLOGIST, CHS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING ON BEHALF OF THE CITY OF NEWARK
TO EXECUTE AGREEMENT WITH PUBLIC SERVICE ELECTRIC & GAS COMPANY FOR STREET LIGHTING SYSTEM;
FOR AMOUNT NOT TO EXCEED \$508,000.; FUNDS PROVIDED BY HOUSING COMMUNITY DEVELOPMENT ACT,
SECOND YEAR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC
CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (f); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-by.

RESOLUTION AMENDING RESOLUTION 7-R-co, AUGUST 7, 1975, ENTITLED, "RESOLUTION
SUPPORTING THE MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/
COMMUNITY DEVELOPMENT ADMINISTRATION IN THE UNDERTAKING OF A CITY-WIDE REGISTRATION DRIVE
SPONSORED BY THE CITY OF NEWARK UNDER THE PROVISIONS OF THE COMMUNITY DEVELOPMENT BLOCK
PROGRAM ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, USC
5301, PL 93-383, (THE CITY SHALL INCUR NO COST)" TO AUTHORIZE THE PRESIDENT OF THE
NEWARK MUNICIPAL COUNCIL TO APPOINT ONE MEMBER OF THE GOVERNING BODY TO ACT AS COUNCIL'S
LIAISON IN CONNECTION WITH ALL CITY-WIDE VOTER REGISTRATION ACTIVITIES.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-bz. RESOLUTION COMMENDING PARTICIPANTS FROM THE CITY OF NEWARK IN THE UNITED STATES
YOUTH GAMES.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, See Page 1 in the minutes of this meeting)

7-R-ca. RESOLUTION RESCINDING RESOLUTION 7-R-c, JULY 14, 1976, "RESOLUTION REQUESTING
DIRECTOR OF LOCAL GOVERNMENT SERVICES TO CORRECT 1976 CITY OF NEWARK BUDGET, FROM
UNCLASSIFIED OPERATIONS, SPECIAL ITEM OF APPROPRIATIONS, SANITATION ENFORCEMENT PROGRAM TO
MAYOR'S OFFICE AND AGENCIES, MUNICIPAL COURTS, MISCELLANEOUS EXPENSES, M.I.P. PROJECT; TO
PROVIDE FUNDS, PREVIOUSLY OMITTED, TO MATCH SLEPA'S GRANT FOR THE M.I.P. PROJECT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-cb. EMERGENCY RESOLUTION APPROPRIATING \$44,551., OFFICE OF THE MAYOR AND AGENCIES,
MUNICIPAL COURTS, UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MANAGEMENT IMPROVEMENT
PROGRAM; TO PROVIDE FUNDS FOR THE CONTINUATION OF THE SANITATION ENFORCEMENT PROGRAM; SAID
EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Carrino.

City Clerk D'Ascensio stated in connection with these two resolutions
(7-R-ca, 7-R-cb) in order to make it possible for Administration to spend an additional
\$44,551. which would become available in connection with the Sanitation Program, a letter
was received from Budget Director Gary stating "he certifies that the \$44,551. that was
to have been transferred, which was cancelled by recent action will not be used by the
Sanitation Enforcement Project. These funds instead will be encumbered and thereby will
become surplus at the end of the fiscal year 1976. He suggested that a letter be sent to
the Comptroller to make certain this directive is carried out.

The motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

MOTIONS.

200 7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF NELLIE BIASE, BELOVED MOTHER OF CARMEN A. BIASE, DEPUTY MAYOR OF THE CITY OF NEWARK, NEW JERSEY, was made by Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF MICHAEL J. PICCONE, PRESIDENT, NORTH WARD PROTECTIVE PROPERTY ASSOCIATION, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION COMMENDING CARL CORDASCO, WHO RECENTLY RETIRED AFTER MANY YEARS OF LOYAL SERVICE AS AN EMPLOYEE OF THE CITY OF NEWARK AND AS A COMMISSIONER OF THE CITY'S EMPLOYEES' RETIREMENT SYSTEM, was made by the Council of the Whole and declared adopted by President Harris by the following:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO FORWARD COMMUNICATION TO RALPH P. SHAW, CHIEF EXAMINER AND SECRETARY, NEW JERSEY STATE DEPARTMENT OF CIVIL SERVICE REQUESTING THE CIVIL SERVICE COMMISSION CONSIDER EXTENDING THE EXISTING CIVIL SERVICE LISTS COVERING POLICE OFFICER AND FIREFIGHTER APPLICANTS AWAITING ADMISSION INTO THE APPROPRIATE DEPARTMENTS OF THE CITY OF NEWARK, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing junk shop license from \$50. to \$100. per year

Increasing license for junk dealer using vehicle from \$25. to \$75. per vehicle

Increasing fee for dealers on foot from \$15. to \$75.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 7, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing fee for hawkers and peddlers from \$50. to \$100. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for a public auctioneer and any establishment conducting a public auction business from \$100. to \$150. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 5, CHAPTER 4, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for pool or billiard parlor with not more than 4 tables \$100.; each additional table over 4 \$50.

Outdoor miniature golf course \$100.

Indoor miniature golf course \$25.

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Place where game of archery is conducted \$10.

Roller skating rink \$100.

Bowling alley, for 6 alleys or less \$25.; each additional alley over 6 \$5.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for public markets from \$100. to \$150. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 12, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing fee for restaurant with seating capacity up to and including 50 persons from \$25. to \$35. per year; seating capacity in excess of 50 persons from \$50. to \$75. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 16, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for used clothing store from \$50. to \$75. per year; excluding eleemosynary institutions)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 5, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for amusement parlors from \$300. to \$400. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 5, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for each coin operated amusement device from \$25. to \$35. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 12, CHAPTER 4, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for ice cream peddler from \$100. to \$150. per year (wagon, pushcart, automobile, bicycle or other vehicle or receptacle); each salesperson a fee of \$10.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15,

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1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 14, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for shoe shine parlor from \$10. to \$25. per year

Cigar store where gross sales of cigars and tobacco exceed \$2,500. per year \$10.; gross sales \$2,500. or less per year \$5.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing annual license fee for operation of a parking lot from the rate of two cents per square foot of total area occupied by parking lot to three cents per square foot)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-m.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 24:1-1; 24:1-2(f); 24:1-16(d); 24:1-34(a); and 24:1-59 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Defines and regulates "Group Riding")

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Executive Director of Division of Taxicabs Tuff, Mr. A.J.J.A. Wilson, Member of the Taxicab Commission, Mr. Thomas Carver, Manager, Airport Services Division, Port Authority of New York and New Jersey, Mr. Vandacoer, Port Authority of New York and New Jersey, Mr. Rinsky, President of The Greater Newark Chamber of Commerce and Mr. Hecker met with the Council August 31, 1976)

(For action on this Item, see Ordinance 6-Fm on Page 21 in the minutes of this meeting)

8-n. The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 4, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT SECTION 24:1-25 (b) (5) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Schedule of fares from Newark International Airport to New York City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-n on Page 22 in the minutes of this meeting)

8-o. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 6, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for rooming houses for three rooming units or less from \$15. to \$50. per year; \$15. per year for each additional rooming unit, and a maximum fee for any one license not to exceed \$150.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-p. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'IMPOUNDING VEHICLES ILLEGALLY PARKED' OF TITLE 23, CHAPTER 4, SECTION 23:5-11 (b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-q.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO CREATE WITHIN THE DEPARTMENT OF ADMINISTRATION A DIVISION OF CONSUMER AFFAIRS)." .

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and direct the City Clerk to invite Executive Director Cherot, Office of Consumer Action and Business Administrator Walls to meet with the Council at their Special Meeting September 7, 1976 was made by Councilman Villani, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-r.

The City Clerk presented PROPOSED "ORDINANCE DESIGNATING THE RECREATION AREA BOUNDED BY MALVERN, CHESTNUT, DENBIGH AND HANOVER STREETS AS 'RALPH A. VILLANI MEMORIAL PARK.'" .

(Copy of ordinance submitted to each Member of the Council)

(For action on this Item, See Ordinance 6-F-o on Page 22 in the minutes of this meeting)

8-s.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH CEDAR LANE AND NORTH CEDAR LANE AS ONE-WAY STREETS."

(South Cedar Lane, Southbound, from Stephen Crane Plaza to its terminus

North Cedar Lane, Northbound, from Stephen Crane Plaza to North Magnolia

Lane)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-t.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING STECHER STREET AS A ONE-WAY STREET."

(Stecher Street, Southbound, from Lyons Avenue to its terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-u.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(South on Broad Street to West on Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-v.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-k) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE OF THE MUNICIPAL COMPTROLLER FOR THE CITY OF NEWARK)."

(City Municipal Comptroller \$24,172. - \$29,382.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by President Harris, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

September 1, 1976

8-w.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREOF,' ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR COURT ADMINISTRATOR, ASSISTANT COURT ADMINISTRATOR AND CHIEF COUNSELOR, MUNICIPAL COURTS)."

| | |
|-------------------------------|-----------------------|
| (Court Administrator . | \$19,887. - \$24,172. |
| Assistant Court Administrator | 18,083. - 21,929. |
| Chief Counselor | 16,361. - 19,887.) |

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Giuliano, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-x.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO CANCEL THE AUTHORITY TO ISSUE \$6,995,000. OF WATER BONDS AND \$6,995,000. BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AUTHORIZED BY AN ORDINANCE ENTITLED 'AN ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, BY THE CONSTRUCTION OF THE DUNKERS POND RESERVOIR, TO APPROPRIATE \$8,345,000. TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET PROJECT NO. 234-67)' ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY ON FEBRUARY 21, 1968)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-y.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "BOND ORDINANCE TO AUTHORIZE AND REAUTHORIZE THE MAKING OF VARIOUS WATER IMPROVEMENTS AND THE ACQUISITION OF AUTOMOTIVE VEHICLES AND ADDITIONAL EQUIPMENT FOR THE WATER DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN APPROPRIATION AND REAPPROPRIATION OF \$421,450. TO PAY THE COST THEREOF, TO APPROPRIATE AND REAPPROPRIATE A DOWN PAYMENT AND TO AUTHORIZE AND REAUTHORIZE THE ISSUANCE OF BONDS

TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (1975 CAPITAL BUDGET PROJECTS) AND TO APPROPRIATE THE PROCEEDS OF \$215,000. OF WATER BONDS NOT NECESSARY FOR THE PURPOSE THERE- OF TO CAPITAL BUDGET PROJECT NO. 3075 AUTHORIZED AND REAUTHORIZED HEREIN AND TO CANCEL THE AUTHORITY TO ISSUE WATER BOND AND WATER BOND ANTICIPATION NOTES OF THE CITY IN THE AMOUNT OF \$1,237,050."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-z.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976, ENCLOSING PROPOSED "ORDINANCE TO CANCEL THE AUTHORITY TO ISSUE \$7,413,660. OF BONDS AUTHORIZED BY AN ORDINANCE ENTITLED 'AN ORDINANCE TO AUTHORIZE VARIOUS PUBLIC IMPROVEMENTS IN AID OF THE MEADOWLANDS URBAN RENEWAL PROJECT (PROJECT NO. N.J.R.-121) IN THE CITY OF NEWARK TO APPROPRIATE \$12,453,000. TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$12,453,000. OF BONDS OF THE CITY OF NEWARK TO RAISE THE FUNDS SO APPROPRIATED (CAPITAL BUDGET NO. 352-68), ' ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY ON APRIL 1, 1969 AND TO CANCEL THE AUTHORITY TO ISSUE \$7,413,660. OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AUTHORIZED BY RESOLUTION 7-R-ba, ADOPTED APRIL 16, 1969."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-ba.

The City Clerk presented PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO ESTABLISH ADDITIONAL POSITIONS, AND TO FIX SALARIES THEREFOR, WITHIN THE COMMUNITY DEVELOPMENT ADMINISTRATION FOR THE MAYOR'S POLICY AND DEVELOPMENT OFFICE AND TO ABOLISH CERTAIN OTHER TITLES)."

(Copy of ordinance submitted to each Member of the Council)

September 1, 1976

2-10

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Giuliano.

8-bb.

The City Clerk presented PROPOSED "ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 15, 1976 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

No: Councilmen Allen, Giuliano, Tucker.

Not Voting: Councilman Martinez.

8-bc.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-j, JULY 14, 1976, ENTITLED 'AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-bd.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-k, JULY 14, 1976, ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-be. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 24, 1976, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ELIZABETH AVENUE COMMUNITY CENTER FOR PREMISES COMMONLY KNOWN AS 52 ELIZABETH AVENUE, BLOCK 2793, LOT 7, FOR THE TERM OF FORTY (40) YEARS AT AN ANNUAL RENTAL OF \$1.00, OR THE COUNTY TAXES, WHICH- EVER IS GREATER WITH A RIGHT IN SAID CITY TO TERMINATE SAID LEASE ON THIRTY (30) DAYS PRIOR WRITTEN NOTICE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-1, on page 20 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE PAYMENT OF ADDITIONAL COMPENSATION TO THE POLICE DEPARTMENT STATISTICIAN (1) IN ORDER TO MAINTAIN THE PRESENT SALARY LEVEL OF THAT POSITION." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from July 27, 1976 to August 24, 1976:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Holy Name Society, Sacred Heart Church of
Vailsburg

6899 Amended

St. Lucy's Roman Catholic Church

6915 Amended

Blessed Sacrament Home-School Association

6932 Amended

September 1, 1976

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BINGO LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Remco Industries Chapter of Deborah c/o Testrite Insurance Co., Inc. | 6957 Amended |
| Congregation of Chevra Anshe Lubovitz | 6967 Amended |
| Blessed Sacrament Church | 6996 Amended |
| St. Ann's Parent Teachers Association | 6999 Amended |
| Society of the Holy Rosary of St. Francis Xavier Church | 7002 |
| Sherman Community Center | 7014 Amended |
| Our Lady of Mt. Carmel Church | 7026 Amended |
| St. Casimir's Parent Teachers Association | 7055 Amended |
| St. Antoninus Church | 7165 Amended |
| Polish Cultural Foundation, Inc. | 7172 Amended |
| St. Bridget's Church | 7206 |
| Holy Name Society of Blessed Sacrament Church | 7207 |
| Blessed Sacrament High School Advisory Board | 7208 |
| Rosary Altar Society, Sacred Heart Church of Vailsburg | 7212 |
| St. Rocco Church | 7214 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Society of the Sacred Heart of St. Francis Xavier Church | 7203 |
| St. Gerard Society of St. Francis Xavier Church | 7204 |
| St. James Rosary Altar Society | 7205 |
| Greater Corner Stone Baptist Church | 7209 |
| Greater Corner Stone Baptist Church | 7210 |
| Clear View Baptist Church | 7211 |
| Church of Our Lady of Good Counsel | 7213 |
| (Grace) Reformed Church of America | 7215 |
| St. Casimir's Roman Catholic Church | 7216 |

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

September 1, 1976

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ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 5:00 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Earl Harris

Earl Harris
President



Newark, New Jersey, September 8, 1976

September 8, 1976

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 12:25 P.M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

The City Clerk stated he was in receipt of communication dated September 2, 1976 from Mayor Kenneth A. Gibson calling a Special Meeting of the Municipal Council for Wednesday, September 8, 1976 with respect to resolution proposing contract between the City of Newark and Morgan Guarantee Trust Company, to act as financial advisor.

President Harris stated, "In accordance with New Jersey P.L. 1975 Chapter 231 Section 5 adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 2, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH MORGAN GUARANTY TRUST COMPANY OF NEW YORK TO FUNCTION AS A FINANCIAL ADVISOR TO CITY OF NEWARK, FOR AMOUNT NOT TO EXCEED \$32,500. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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Councilman James stated for the record that the track record of Mr. Sullivan as Finance Director is one that has been very objective and highly accountable and although there was some question raised earlier by him in reading the literature with respect to a local firm as opposed to a firm in New York, he thinks what we have is a director who is accountable for an excellent track record.

President Harris noted the entire Council concurred with Councilman James in terms of Mr. Sullivan's performance and his creditability.

Council President Harris on behalf of the Municipal Council extended wishes to the City Clerk for a very Happy Birthday and a hope that his future years be very healthful ones for him.

Councilman Tucker suggested the Municipal Council prepare a proper motion for condolence to the family of Elton Hill whose grandmother passed away yesterday.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and declared adopted by President Harris by the following votes.


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 12:30 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, September 15, 1976

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Norman Olphin, Bethany Baptist Church.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 7, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to remove from the Table "RESOLUTION RATIFYING CONTRACT ENTERED INTO BETWEEN DEPARTMENT OF HEALTH AND WELFARE AND UNITED COMMUNITY CORPORATION-GOLDEN AGE PROJECT, FOR SUM OF \$42,207.; TO HELP DEFRAY ITS ADMINISTRATIVE COSTS DURING PERIOD FEBRUARY 1, 1976 TO JANUARY 31, 1977 AS SAID PROJECT CONTINUES TO MANAGE AND OPERATE EIGHT (8) SENIOR CITIZENS' CENTERS AND DEVELOPS AND SUBSEQUENTLY OPERATES AND MANAGES THREE ADDITIONAL SENIOR CITIZENS' CENTERS DURING AFORESAID TIME PERIOD. (MAXIMUM AMOUNT \$42,207. TO BE DERIVED FROM FUNDS ALLOCATED TO OFFICE OF ELDERLY AFFAIRS BY H.U.D. UNDER H.C.D.A., YEAR I) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)" was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION RATIFYING CONTRACT ENTERED INTO BETWEEN DEPARTMENT OF HEALTH AND WELFARE AND UNITED COMMUNITY CORPORATION-GOLDEN AGE PROJECT, FOR SUM OF \$42,207., TO HELP DEFRAY ITS ADMINISTRATIVE COSTS DURING PERIOD FEBRUARY 1, 1976 TO JANUARY 31, 1977 AS SAID PROJECT CONTINUES TO MANAGE AND OPERATE EIGHT (8) SENIOR CITIZENS' CENTERS AND DEVELOPS AND SUBSEQUENTLY OPERATES AND MANAGES THREE ADDITIONAL SENIOR CITIZENS' CENTERS

September 15, 1976

DURING AFORESAID TIME PERIOD. (MAXIMUM AMOUNT \$42,207. TO BE DERIVED FROM FUNDS ALLO-
CATED TO OFFICE OF ELDERLY AFFAIRS BY H.U.D. UNDER H.C.D.A., YEAR I) (CONTRACT AWARDED
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1
ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION) (7-R-bz, May 19, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled May 19, 1976)

President Harris said he understood this matter will be discussed because there are some deficiencies in the document before the Council. This matter was removed from the table and as soon as the legal entanglements dealing with the Law Department are straightened out, this matter will be approved. If the Council were to approve it in its present contents, the Council could be faced with Grand Jury action. President Harris assured this matter will be approved after the difficulties are straightened out with the Law Department at the next meeting.

A motion to submit this matter for consideration at the next meeting of the Municipal Council on October 6, 1976 was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Tucker asked what the legal deficiencies were in this matter.

The City Clerk replied the present contract calls for payments on dates which have already expired, and calls for several centers to be constructed for a period which is already expired. Therefore, the contract supported by this resolution must of necessity have the dates changed to correspond with the action the Council is about to take.

Councilman Tucker asked if in effect the Council ratifies the contracts back to the dates proposed in the resolution, if that will resolve the legal matter, or if the dates can be changed by the Council. Councilman Tucker was of the opinion no payments have been made at this point and time so they are not ratifying something which has already taken place. He assumed they are dealing with the original date in the contract. It is not a matter of ratifying something the City Administration has already done. Councilman Tucker hoped if there is a point of legal clarification, it may be a point that can be resolved and they can ratify the contract which would subsequently put it in a position whereby it could be approved. If the Law Department has major questions with this particular resolution, then they can come back to the Council on it.

The City Clerk interjected he understands this has already been discussed and a substitute resolution will be submitted and since this contract will expire January

3, 1977, the purposes for which it was being submitted can be accomplished within this time period without any injury to anyone.

Councilman Tucker added when the Council submits it back to Administration, the Council recommend the original dates submitted be ratified and not have Administration say since it is being resubmitted, instead of going back to the original date, they will deal with the new date. The amount personnel was supposed to receive, they will not get. Councilman Tucker suggested the Council recommend to Administration they deal with the correct date, which is the date included in the original resolution.

Councilman James felt it is the wish of the entire Council that the amount of funds originally proposed be distributed. The only question which needs to be asked is if we go back to the original date and if funded for the length of time posed in the resolution, will there be sufficient funds presently to carry this out?

The City Clerk responded there will not be any diminution in the amount of funds that were granted. The same amount of money will be dealt with in a shorter frame of time than in the original period.

Councilman James queried if it is correct that there will be sufficient funds and will require retroactive pay if they institute the original date.

The City Clerk did not think so. He added Councilman Tucker indicated none of this money has been spent.

Councilman James felt the only question is due to the fact the active passage will vary from the original date, the contract would have to run for a longer period of time in order that they receive the same amount of money and will have to institute the retroactive date and go back and honor the original date. It is the intent of the Municipal Council that they will receive every penny that has been budgeted.

Councilman Allen declared the monies originally allocated when the contract was signed should be there to pay the personnel retroactive to the original date. He concurred with Councilman Tucker that these people should be paid retroactive to the original date of the contract.

The City Clerk called attention he was just informed by the Staff that a substitute resolution is being prepared by Administration for submission, to answer these questions being raised.

President Harris indicated upon receipt of the substitute resolution, if necessary, he will call a special meeting within forty-eight hours to act upon the resolution.

Councilman Tucker stressed he wanted to make it crystal clear that if the City Administration submits a resolution and states the \$42,000. becomes effective the

September 15, 1976

next meeting, it means that all the time the Senior Citizens have been working for \$2.00 an hour when they should have been getting paid \$3.00 an hour will be lost, and the effective date of the resolution, which would be the next Council meeting, is when they would receive the money. The point he is concerned with is that if it is a legal technicality, then they should resolve the legal technicality, but to make sure Administration is advised that the original date should be the effective date.

President Harris felt the Council unanimously agrees that the Senior Citizens should get every nickel they have coming from the original date. The Council recognizes that the Senior Citizens have been shortchanged ever since they have been on the face of this earth.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk

4-a.

The City Clerk presented 1974-1975 ANNUAL REPORT OF NEWARK OFFICE OF CONSUMER ACTION.

(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented PROJECT MANAGEMENT REPORTS (SERIES #6) FOR PROJECTS RAPE ANALYSIS AND INVESTIGATION UNIT, TACTICAL ANTI-CRIME TEAM, COMPUTERIZED COMMUNICATIONS, COMMAND AND CONTROL SYSTEM, INDEPENDENCE HIGH SCHOOL, 24 HOUR SECURITY, NORTH WARD COMMUNITY YOUTH PROJECT, VINDICATE SOCIETY, SUPPORTED WORK, ECCC VOC/LEGAL, ECCC SELF-DEVELOPMENT, TASC, BERGEN STREET MERCHANTS, BLOCKWATCHERS, AUXILIARY POLICE, MW-2, PROPERTY ID, NEW ARK PREP AND OUTER LIMITS, FOR PERIOD APRIL 1, 1976 TO JUNE 30, 1976.

A motion that the Project Management Reports be received and staff study made for report to the Council was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF AUGUST, 1976.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE SECOND RIVER JOINT MEETING, HELD JUNE 7, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented EVALUATION REPORT OF NEWARK SERVICES CORPORATION, AUGUST 20, 1976, PREPARED BY M. WASHINGTON, DIRECTOR, MANAGEMENT AND MONITORING SYSTEMS, DEPARTMENT OF HEALTH AND WELFARE.

A motion that the Evaluation Report be received and staff study made for report to the Council was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 1-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 330 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

September 15, 1976

The City Clerk stated a letter has been received from the attorney for the applicant consenting to the extension of time beyond the sixty day statutory period.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

Councilman Carrino recommended, in light of the fact Board of Adjustment Applications 4-A-1, 4-A-2 and 4-A-3 on this Calendar are part of the same situation, the Council defer action on these applications to determine whether the applicant will purchase the parcel of property to allow for off-street parking.

No one appearing, a motion to continue the hearing and defer action on this application to permit the applicant to purchase the lot on September 17, 1976, was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 332 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

The City Clerk stated a letter has been received from the attorney for the applicant consenting to the extension of time beyond the sixty day statutory period.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application to permit the applicant to purchase the lot on September 17, 1976, was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 334 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

The City Clerk stated a letter has been received from the attorney for the applicant consenting to the extension of time beyond the sixty day statutory period.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application to permit the applicant to purchase the lot on September 17, 1976, was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4.

The City Clerk read APPLICATION OF JOSE GOMEZ RIVERA, M. D., OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF A MEDICAL BUILDING IN EXISTING 1-STORY STRUCTURE WITH PROPOSED 2ND STORY ADDITION THERETO, AND A 2-STORY FRONT ADDITION THERETO, AND WITH NO REAR OR SIDE YARDS, AND WITH INSUFFICIENT ON-SITE PARKING; ON PREMISES 221 SUMMER AVENUE; ON CONDITION THAT 1) THE PREMISES BE USED EXCLUSIVELY BY DR. RIVERA ONLY UNTIL ADDITIONAL OFF-STREET PARKING SPACES ARE PROVIDED IN ACCORDANCE WITH TITLE 27:5-4 OF THE ZONING ORDINANCES OF THE CITY OF NEWARK.

(Vote of Board of Adjustment 3-2)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

The City Clerk stated a letter has been received from the attorney for the applicant consenting to the extension of time beyond the sixty day statutory period.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. PETER J. VASQUEZ, 5 COMMERCE STREET, NEWARK, NEW JERSEY, Attorney for the applicant, and

JOSE GOMEZ RIVERA, M. D., 175 SUMMER AVENUE, NEWARK, NEW JERSEY, applicant, appeared before the Municipal Council.

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Mr. Vasquez requested Dr. Rivera be allowed to alter an existing building and later add a two story addition thereto. He stated Dr. Rivera is a Psychiatrist, one of the few Spanish speaking Psychiatrists in New Jersey, serves many patients in the Newark area and there is a great need for these services. He purchased the lot at a City sale for lack of payment of taxes. There is an existing two story building which was abandoned and a sound structured building in the rear which he expects to use. Mr. Vasquez pointed out according to the Zoning Ordinances, a certain number of parking spaces will be needed and under the present arrangement he does not have sufficient parking. The Board of Adjustment recommended Dr. Rivera use the premises exclusively until additional parking spaces are provided. He is endeavoring to locate vacant land to obtain parking but will not use these premises for anything but this practice until such time as additional parking is available. Dr. Rivera's practice is not a clinic, not a facility which will have resident patients or drug treatment patients. Presently Dr. Rivera is located in an overcrowded building in the same area. The only complaint was the parking problem, which has been resolved. The premises cannot be used for more than one doctor.

Mr. Vasquez assured the Municipal Council they totally wish to comply with the Board of Adjustment's recommendations. They will not build the two story addition until such time as additional off-street parking spaces are provided. He stressed they will only modify the existing structure until such time as they have gained additional parking, which they do not need a variance in the beginning. Mr. Vasquez demonstrated the proposed structure, which only modifies the existing structure until such time as sufficient parking is available. To deny this variance would be a hardship to his client since he purchased the land with the existing structure on it and now wants to modify that existing structure until such time as parking is available.

Councilman Carrino asked Mr. Vasquez if he resides close to this property.

Mr. Vasquez replied in the negative.

Councilman Carrino asked when Dr. Rivera purchased that land if he was informed he would need a variance to make any improvements or alterations.

Mr. Vasquez replied he did not know whether Dr. Rivera was informed about the variance at that time. There are provisions in the statute which regulate zoning and variances that provide for exceptions by means of a variance. In the manner he suggested, to modify the existing structure, he would not have needed a variance in the first place.

Councilman Carrino felt that specific piece of land is going to waste at this point and that a rehabilitated building housing a doctor would improve that area.

However, he does not think that allowing Dr. Rivera to alter the building with the idea that someday in the future he will have enough parking for four other doctors to come in, should be a prerequisite. Councilman Carrino also feels there is no real hardship shown here and that Summer Avenue is a traffic hazard problem and there will be a problem caused by an area with five doctors. He added there are many other objectors in the audience.

At the request of President Harris, 67 objectors arose.

Councilman Carrino recommended, in light of the fact that the approval of this application would tend to increase the noise and traffic in this area and would greatly enlarge an already existing non-conforming building since the attorney specifically mentioned that had he renovated the building for just one doctor, he certainly would not have come before the Council or applied for a variance, the Council reject this application and the attorney and doctor should submit plans to the Board of Adjustment for a one office building for one doctor so that there will not be any hardship in the community.

No one else appearing, a motion to close the hearing and reject this application for the following reasons: approval of this application would tend to increase noise and traffic in the area, applicant failed to prove that a hardship would be imposed if variance were denied nor were any special reasons presented for the granting of this variance, approval of this application would greatly enlarge an already existing non-conforming building and approval may tend to discourage more appropriate use of land in this 3rd Residence District, which is devoted primarily to residential uses, was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5. The City Clerk read APPLICATION OF INTEGRITY, INC. (MILLER WAREHOUSE & TRANSP. CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A DRUG REHABILITATION CENTER; ON PREMISES 169 FRELINGHUYSEN AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF ONE YEAR FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6.

The City Clerk read APPLICATION OF SETON LEATHER CO., OWNER; TO PERMIT IN A 2ND BUSINESS AND A 1ST INDUSTRIAL DISTRICT CONSTRUCTION OF A 1-STORY BUILDING FOR PROCESSING OF HIDES FOR USE IN MAKING SAUSAGE CASINGS ON A LOT CONTAINING A TANNERY, WITH PARKING ON ADJACENT LOT; ON PREMISES 326-338 ORATON STREET (843-853 BROADWAY).

(Vote of Board of Adjustment 3-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. RICHARD DOWLEY, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council. He commended Seton Leather Co. for building a plant without tax abatement. He said it proves businesses can make a profit and grow in Newark without tax abatement.

Councilman Carrino commended Seton Leather Co. for constructing a new building which is going to employ approximately 25 people with a commitment that most of these people will be Newark residents.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7.

The City Clerk read APPLICATION OF SUN OIL COMPANY, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF GASOLINE STATION; ON PREMISES 144-150 ORANGE STREET; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF EIGHT YEARS ENDING OCTOBER 21, 1984.

(Vote of Board of Adjustment 3-0)

(Previous applications approved February 5, 1969 and September 4, 1963)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JOHN RUSH, 172 HALSTED STREET, EAST ORANGE, NEW JERSEY, Attorney for the applicant, appeared before the Municipal Council. He urged the Council to approve this application.

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No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8.

The City Clerk read APPLICATION OF EDISON PARKING CORP. (GOTTESMAN TRUST, OWNER UNDER CONTRACT); TO PERMIT IN A 4TH BUSINESS DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 149-161 UNIVERSITY AVENUE; ON CONDITION THAT 1) ALL WORK ON THE LOT BE COMPLETED WITHIN 120 DAYS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 3-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JOSEPH STEINBERG, 744 BROAD STREET, NEWARK, NEW JERSEY, Attorney for the applicant, appeared before the Municipal Council. He urged the Council to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-9.

The City Clerk read APPLICATION OF 561 McCARTER HIGHWAY, INC. (DKC CORP., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT AUTOMOBILE BODY AND FENDER REPAIR SHOP; ON PREMISES 9-13 OLIVER STREET (344-358 MULBERRY STREET).

(Vote of Board of Adjustment 3-0)

(Previous application approved November 17, 1975)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-10.

The City Clerk read APPLICATION OF ALFREDO S. SOARES, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING AND A STORE TO A 3-FAMILY

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DWELLING WITH NO ON-SITE PARKING; ON PREMISES 247 FERRY STREET.

(Vote of Board of Adjustment 3-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-11. The City Clerk read APPLICATION OF ALBERT MASONE, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF GASOLINE STATION AND THE ESTABLISHMENT OF A USED CAR SALES LOT; ON PREMISES 522-524 BLOOMFIELD AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF TEN YEARS ENDING JUNE 8, 1986.

(Vote of Board of Adjustment 3-0)

(Previous applications approved March 6, 1968 and February 16, 1961)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris stated the Municipal Council took action officially expressing their condolence to the family of the late Michael J. Picone, President of the North Ward Protective Property Association. President Harris noted Mr. Picone was truly dedicated, an ardent, staunch and positive critic and played a major role for the betterment of the City of Newark.

President Harris, on behalf of the Municipal Council, wished the North Ward Protective Property Association continued progress under its new leadership.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS).

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(Alexander Street, 775 feet south of the southerly curbline of South Orange Avenue

Colonnade Place, 450 feet south of the southerly curbline of 7th Avenue

Ruggiero Plaza, 390 feet south of the southerly curbline of 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CORTLAND PLACE AS A ONE-WAY STREET.

(Cortland Place, Southbound, from Ferry Street to Horatio Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-c.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing junk shop license from \$50. to \$150 per year

Increasing license for junk dealer using vehicle from \$25. to \$75. per vehicle

Increasing fee for dealers on foot from \$15. to \$75.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 7, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing fee for hawkers and peddlers from \$50. to \$100. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Carrino asked if this proposed ordinance includes the people that the Business Administrator has given permission to open suitcases on Branford Place to sell articles out of the suitcase.

The City Clerk replied if the display of merchandise becomes hawking or peddling, it is covered by this ordinance.

President Harris requested Assistant Corporation Counsel Simon to approach the podium.

President Harris declared he was disturbed by Councilman Carrino's statement because it is his understanding as he digests the statutes that the City of Newark operates under, that the Council makes the laws in the City of Newark and the Business Administrator carries out the laws made by these nine Council Members. He asked if this was correct.

Assistant Corporation Counsel Simon replied in the affirmative.

President Harris declared the Business Administrator does not have any right whatsoever to make any change in the laws the way he sees fit. He asked if this was correct.

Assistant Corporation Counsel Simon replied the Municipal Council is the legislative body of the City of Newark.

President Harris directed the City Clerk to forward a memorandum to the Business Administrator directing that he is not to do anything except to carry out the laws that this Governing Body sets forth. President Harris asserted he is sick and tired of every individual in this City taking upon himself or herself the duties of elected officials. There are ten people elected in this City government, the Mayor and nine Members of the Municipal Council. These people are going to push the Council so far that he is going to get enough Council Members to stand up and fire these people.

Councilman Carrino stated after twelve communications, maybe Business Administrator Walls could start in front of the Unemployment Office on Broad Street in the North Ward, which seems to be an open peddlers' market.

President Harris declared these peddlers and hawkers do not pay rent. A person opens a legitimate store, pays City taxes, rent, utility bills and employs people. The City needs more job opportunities and these peddlers and hawkers rip off people. It is time for the Police Department to enforce the laws on the books and chase these people out of the City.

Councilman Giuliano agreed with President Harris. He stressed the Police Department must enforce the law. If the policemen are not doing their job, they should be brought up on charges.

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-e. The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for a public auctioneer and any establishment conducting a public auction business from \$100. to \$150. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman

Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-f.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for public markets from \$100. to \$150. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 12, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing fee for restaurant with seating capacity up to and including 50 persons from \$25. to \$35. per year; seating capacity in excess of 50 persons from \$50. to \$75. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

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6-F-h.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 16, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for used clothing store from \$50. to \$75. per year; excluding eleemosynary institutions)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND TITLE 5, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for amusement parlors from \$300. to \$400. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND TITLE 5, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for each coin operated amusement device from \$25. to \$35. per year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman

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Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND TITLE 12, CHAPTER 4, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for ice cream peddler from \$100. to \$150. per year (wagon, pushcart, automobile, bicycle or other vehicle or receptacle); each salesperson a fee of \$10.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 14, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for shoe shine parlor from \$10. to \$25. per year

Cigar store where gross sales of cigars and tobacco exceed \$2,500. per year \$10.; gross sales \$2,500. or less per year \$5.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing annual license fee for operation of a parking lot from the rate of two cents per square foot of total area occupied by parking lot to three cents per square foot)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 6, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for rooming houses for three rooming units or less from \$15. to \$50. per year; \$15. per year for each additional rooming unit, maximum fee for any one license not to exceed \$150.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on

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first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "IMPOUNDING VEHICLES ILLEGALLY PARKED" OF TITLE 23, CHAPTER 5, SECTION 23:5-11(b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-p.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH CEDAR LANE AND NORTH CEDAR LANE AS ONE-WAY STREETS.

(South Cedar Lane, Southbound, from Stephen Crane Plaza to its terminus

North Cedar Lane, Northbound, from Stephen Crane Plaza to North Magnolia Lane)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-q.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING STECHER STREET AS A ONE-WAY STREET.

(Stecher Street, Southbound, from Lyons Avenue to its terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-r.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(South on Broad Street to West on Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-s.

The City Clerk read AN ORDINANCE TO CANCEL THE AUTHORITY TO ISSUE \$6,995,000 OF WATER BONDS AND \$6,995,000 BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AUTHORIZED BY AN ORDINANCE ENTITLED "AN ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, BY THE CONSTRUCTION OF THE DUNKERS POND RESERVOIR, TO APPROPRIATE \$8,345,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET PROJECT NO. 234-67)" ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY OF FEBRUARY 21, 1968.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

September 15, 1976

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-t.

The City Clerk read BOND ORDINANCE TO AUTHORIZE AND REAUTHORIZE THE MAKING OF VARIOUS WATER IMPROVEMENTS AND THE ACQUISITION OF AUTOMOTIVE VEHICLES AND ADDITIONAL EQUIPMENT FOR THE WATER DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN APPROPRIATION AND REAPPROPRIATION OF \$421,450 TO PAY THE COST THEREOF, TO APPROPRIATE AND REAPPROPRIATE A DOWN PAYMENT AND TO AUTHORIZE AND REAUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (1975 CAPITAL BUDGET PROJECTS) AND TO APPROPRIATE THE PROCEEDS OF \$215,000 OF WATER BONDS NOT NECESSARY FOR THE PURPOSE THEREOF TO CAPITAL BUDGET PROJECT NO. 3075 AUTHORIZED AND REAUTHORIZED HEREIN AND TO CANCEL THE AUTHORITY TO ISSUE WATER BOND AND WATER BOND ANTICIPATION NOTES OF THE CITY IN THE AMOUNT OF \$1,237,050.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-u.

The City Clerk read AN ORDINANCE TO CANCEL THE AUTHORITY TO ISSUE \$7,413,660 OF BONDS AUTHORIZED BY AN ORDINANCE ENTITLED "AN ORDINANCE TO AUTHORIZE VARIOUS PUBLIC IMPROVEMENTS IN AID OF THE MEADOWLANDS URBAN RENEWAL PROJECT (PROJECT NO. N.J.R.-121) IN THE CITY OF NEWARK TO APPROPRIATE \$12,453,000 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$12,453,000 OF BONDS OF THE CITY OF NEWARK TO RAISE THE FUNDS SO APPROPRIATED (CAPITAL BUDGET NO. 352-68)," ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY ON APRIL 1, 1969 AND TO CANCEL THE AUTHORITY TO ISSUE \$7,413,660 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AUTHORIZED BY RESOLUTION 7-R-ba,

ADOPTED APRIL 16, 1969.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

6-F-v.

The City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council September 14, 1976)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

Not Voting: Councilmen Allen, Giuliano, Martinez, Tucker.

President Harris: The yeses are five, the noes are none and four not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

A motion to consider Item 9-a on this Calendar under "Ordinances on First Reading" was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-w.

The City Clerk read AN ORDINANCE TO AMEND TITLE 5, CHAPTER 4, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Increasing license fee for pool or billiard parlor with not more than 4 tables \$100.; each additional table over 4, \$50.)

September 15, 1976

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

A motion to consider Item 8-e on this Calendar under "Ordinances on First Reading" was made by Councilwoman Villani, seconded by President and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

6-F-x.

The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ENTER INTO A LEASE WITH THE NEWARK SYMPHONY HALL, INC. FOR THE RENTAL OF THE SYMPHONY HALL AT 1020 BROAD STREET FOR THE SUM OF \$1.00 PER ANNUM.

(Term of lease shall be for period of three years commencing September 15, 1976 and ending September 14, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck with the Council September 14, 1976)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

President Harris: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 6, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-PH, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM HOBSON STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, trucks over 4 tons excluded from certain streets, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Hobson Street, from Chancellor Avenue to Goldsmith Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 15, 1976

6-PH, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HARTFORD STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|-----------------|--------------------------------|-----------------------|-------------------|
| Hartford Street | Eastbound | West Market Street | Norfolk Street |

and by adding thereto:

| <u>Street</u> | <u>Direction of Travel</u> | <u>From</u> | <u>To</u> |
|-----------------|--------------------------------|-----------------------|------------------|
| Hartford Street | Eastbound | West Market Street | Morris Avenue |

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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September 15, 1976

6-PH, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage.

AN ORDINANCE PROVIDING FOR THE VACATION OF VARNUM STREET AS LAID OUT 50 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM WHEELER POINT ROAD TO ITS TERMINUS.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

SECTION 1. (a) That all that part of Varnum Street as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from Wheeler Point Road to its Terminus, shall be vacated as a public street or highway reserving, however, to the City of Newark, its agencies and departments, including but not limited to Public Works, Police and Fire, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other Public Utility Company having facilities therein, an easement as delineated on Map No. 1707-V dated April 19, 1976, and the right to enter upon the described easement for the purpose of laying, relaying, rebuilding, reconstructing, or maintaining of existing and additional sewer, water or gas mains, electric or telephone conduits, and any other utility company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, known and designated as Map No. 1707-V dated April 19, 1976, which map is hereto attached and made a part hereof.

SECTION 2. A copy of the aforesaid Map No. 1707-V dated April 19, 1976 is on file in the Office of the Director, Department of Engineering.

SECTION 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), and N.J.S.A. 40:55-21.11 and N.J.S.A. 40:55c-72.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 15, 1976

/ 6-PH, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT AS A GIFT A PORTION OF LOT 50 IN BLOCK 4203 ON THE OFFICIAL TAX MAP, BEING A PART OF 112-132 HALSTED STREET, NEWARK, NEW JERSEY.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. A deed from JUAN SOTO and ISABEL SOTO, his wife, for the above captioned premises, a copy of which deed has been filed with the City Clerk, be and is hereby accepted as of its date, upon approval of title by the Corporation Counsel and the recording of said deed, together with any related instruments.
2. That the deed after being recorded is to be filed in the Office of the City Clerk.
3. This Ordinance shall take effect upon publication and passage, according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-PH, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT TAX COLLECTOR 37½ HOURS).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain permanent positions in the Department of Finance and establishing salaries therefor" adopted November 22, 1966 (6S&Fk) and amendments thereto, be and the same is hereby amended by creating the following title, title code, annual minimum and annual maximum salaries, therefor, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---|----------------------------------|----------------------------------|
| Assistant Tax Collector 37½ hrs. 280191 | \$ 16,361 | \$19,887 |

Section 2. All ordinances or parts of prior ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-w) AND AMENDMENTS THERETO: (TO DELETE THE POSITION AND SALARY RANGE FOR COURT ATTENDANT.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor," (6S&Fw), adopted November 22, 1966, be amended by deleting the position, title code and salary range as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|---------------------------|----------------------------------|----------------------------------|
| Court Attendant 06-029.50 | \$ 7,495 | \$ 9,111 |

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JOHN W. COXSON, 444 WASHINGTON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition to the adoption of this ordinance, contending the Court Attendants should remain under the jurisdiction of the Police Department. He added he took a Civil Service examination for Court Attendant.

Councilman Carrino related this is the result of many conferences with the Business Administrator, Police Department and the Municipal Court. They are under the impression during the course of discussions that if the Court Attendant title remains in the Police Department, there may not be any Court Attendants in the coming years and they can only remain working in the Office of the Mayor. The Council does not want to jeopardize their jobs and they are just following up the suggestion from the Police Director and Presiding Judge.

Councilman James felt if the Court Attendants remain in the Police Department, they will always have low priorities. The Police Officer carries the gun and services the citizens in the street. Therefore, if the time comes to a budget crunch, the ones to be deleted would be the Court Attendants. It is the Council's belief if the Court Attendants are placed under the Mayor's Office, they would achieve a higher priority and any cut in their budget would not necessarily delete the Court Attendants who have been recognized as a valuable component of the court. However, they have not made a final decision. The Council will sit down with the Business Administrator, Police Director and Presiding Judge and they will try to render a decision which in the long run will benefit the Court Attendants. Councilman James suggested Mr. Coxson forward his suggestions in writing to the Business Administrator prior to their meeting. He added the Council is not of the mind to eliminate the Court Attendants' jobs. The Council is trying to protect their jobs and create a higher priority for this position.

No one else appearing, a motion to continue the hearing and defer action on this ordinance and directing the City Clerk to invite Business Administrator Walls, Police Director Williams, Presiding Judge Booker and Court Administrator Warmington to meet with the Municipal Council at their pre-meeting conference October 5, 1976 to discuss this matter, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman James called attention the Council also saved the jobs of the School Crossing Guards, also under the mandate of the Police Department. The Council felt they belong in the Board of Education Budget and they hope they will not see any School Crossing Guards laid off.

6-PH, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO." (TO CREATE THE TITLES AND SALARY RANGES FOR COURT ATTENDANT AND SUPERVISING COURT ATTENDANT).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted November 22, 1966, (6S&Fq) and amendments thereto, be and the same is hereby amended by creating the titles, the minimum and maximum salaries and codes therefor, to wit:

(c) Municipal Courts

| <u>POSITIONS</u> | | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------------|--------|----------------------------------|----------------------------------|
| Court Attendant | 313090 | \$ 7,495 | \$ 9,111 |
| Supervising Court Attendant | 390001 | \$ 10,045 | \$ 12,209 |

Section 2. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this ordinance and directing the City Clerk to invite Business Administrator Walls, Police Director Williams, Presiding Judge Booker and Court Administrator Warmington to meet with the Municipal Council at their pre-meeting conference October 5, 1976 to discuss this matter, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

September 15, 1976

/ 6-PH, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LACKAWANNA AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at all times of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting:

Lackawanna Avenue, both sides, from Broad Street to University Avenue, at all times.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-PH, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Lackawanna Avenue, both sides, from Broad Street
to University Avenue, 7 A.M. to 9:30 A.M. and 4 P.M.
to 6 P.M., Monday through Friday.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE ELIZABETH AVENUE COMMUNITY CENTER FOR PREMISES COMMONLY KNOWN AS 52 ELIZABETH AVENUE, BLOCK 2793, LOT 7 FOR THE TERM OF FORTY (40) YEARS AT AN ANNUAL RENTAL OF \$1.00, OR THE COUNTY TAXES, WHICHEVER IS GREATER WITH A RIGHT IN SAID CITY TO TERMINATE SAID LEASE ON THIRTY (30) DAYS PRIOR WRITTEN NOTICE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
NEW JERSEY:

1. That the Elizabeth Avenue Community Center, a non-profit corporation of the State of New Jersey, which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

2. That the premises commonly known as 52 Elizabeth Avenue, Block 2793, Lot 7, owned by the City of Newark, are not required for governmental purposes; and

3. That the Business Administrator of the City of Newark, pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with the Elizabeth Avenue Community Center, for a term of forty (40) years at a nominal annual rental of one (\$1.00) dollar, or the County taxes, whichever is greater.

4. That the subject premises shall be used by the tenant for the purpose of a public community recreational area and playground; pursuant to N.J.S.A. 40A:12-15(i); which shall serve approximately 150 children, residing in the community.

5. That the Business Administrator of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report within ninety (90) days after January 1st of each year, setting forth the use to which the leased premises was put during each year; the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost of such activities in furtherance of such purpose; and an affirmation of the continued tax exempt status of the non-profit corporation pursuant to both State and Federal law.

6. That copies of the executed lease and first annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and

7. That the tenant shall not be permitted to erect any structures upon the leased premises; subletting or underletting is prohibited and the City of Newark reserves the right to terminate this lease, without penalty, on thirty (30) days prior written notice to tenant, in writing.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 24:1-1; 24:1-2 (f); 24:1-16 (d); 24:1-34 (a); AND 24:1-59 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Sections 24:1-1; 24:1-2(f); 24:1-16(d); 24:1-34(a); and 24:1-59 of the Revised Ordinances of the City of Newark, New Jersey, 1966, be hereby amended and supplemented to read as follows:

24:1-1 Group Riding means the transporting of two or more passengers as permitted by Section 24:1-59.

24:1-2(f) Vehicles engaged in group riding, as provided in Section 24:1-59, shall, in addition to complying with the above, carry such additional insurance as provided in Section 24:1-59(g).

24:1-16(d) The Director of Taxicabs may designate and appoint an employee of the City of Newark, upon the recommendation of the Taxicab Commission, to be a starter at Newark International Airport and at such other public terminals as the Municipal Council shall, by ordinance, determine.

24:1-34(a) No driver shall permit any other person to occupy or ride said taxicab unless the person or persons first employing a taxicab shall consent to the acceptance of an additional passenger or passengers.

24:1-59

GROUP RIDING

(a) Group Riding for the purpose of this Title is the transporting of two or more passengers whose trips have a common point of origin and destinations in New York City. The destinations in New York City may be at more than one place.

(b) Except as herein provided, group riding shall be permitted only with the consent of the passenger or passengers occupying the taxicab.

(c) Group riding, as defined in paragraph (a), shall be permitted at Newark International Airport and at such other public terminals as the Municipal Council shall, by ordinance, determine, at such times as are determined to be necessary to achieve adequate service by a starter employed or authorized by the Director of Taxicabs. The said starter shall control group riding in all taxicabs coming upon the property of the Newark International Airport and such other public terminals as the Municipal Council shall by ordinance determine, to take on passengers.

(d) At such times when group riding is permitted and a taxicab has taken on less than 3 passengers, the starter shall have the sole authority to determine when a taxicab shall depart, except that after three passengers have been taken on, the starter shall not delay departure of the taxicab for more than five minutes for the purpose of securing additional passengers.

(e) After the first passenger has entered the taxicab and his destination in New York City has been determined other passengers whose destinations lie generally in that destination area may be taken on to the extent of the designed capacity of the taxicab. All passengers shall be discharged in the order of the arrival at their respective destinations. In the event any question arises as to the order of arrival at any destination, the question shall be resolved in favor of the passenger who entered the taxicab the earlier.

(f) When two or more passengers enter a taxicab at the same time and give different destinations in New York City, anyone of which is not within the group-riding geographic limitations set forth in Section 24:1-25(b)(5), the charge to those passengers within the group-riding geographic limits shall be in accordance with the schedule of group riding rates set forth in Section 24:1-25(b)(5) and the charge to the passenger whose destination is not within the group-riding geographic limitation shall be on the basis of a group-riding rate for the ride within the group-riding geographic limit and a separate trip charge from the last destination within the group-riding geographic limit.

(g) All taxicabs engaged in group riding shall carry additional insurance in an amount not less than \$25000 per person and \$50,000 per occurrence.

Section 2. All prior ordinances or parts thereof which are inconsistent with the hereinabove are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. PERCY W. DUNN, 86 WILLOWDALE AVENUE, MONTCLAIR, NEW JERSEY, spoke in favor of group riding from the Newark Airport.

MR. LOUIS SMITH, PRESIDENT, NEWARK TAXICAB DRIVERS ASSOCIATION, urged the Municipal Council to reject this proposed ordinance. He contended group riding is discriminatory and unfair to the citizens of Newark and surrounding communities. Newark International Airport does not have enough traffic to afford group riding at the present time, taxicab drivers presently wait six to eight hours to get a ride and there is no guarantee that a carrier landing at Newark Airport would have a substantial number of passengers willing to ride in a group. The Newark Taxicab Drivers Association feel there has not been enough information about group riding to merit a six month experimental program, and there are many unknown factors involved to pass this type of legislation. Further, the Newark Taxicab Drivers Association request an extensive investigation be made on group riding before such legislation is passed.

MR. THOMAS CARVER, MANAGER, AIRPORT SERVICES DIVISION, NEWARK INTERNATIONAL AIRPORT, said he agreed with much of what Mr. Smith said. The only thing they are proposing with respect to group riding is that it may attract more people to use the Newark International Airport, which will be beneficial to the City. Mr. Carver felt this Council and Administration have done more to improve the image of Newark and its Airport than has been done in the past 25 years.

Mr. Carver stated, as requested by Administration, they met with the Taxicab

Commission, Taxicab Owners and Taxicab Drivers. The majority of the men who drive cabs at the Newark International Airport favor the test of group riding for six months. They do not believe Mr. Smith represents the thoughts of the daily drivers at Newark International Airport. They think group riding is a method of attracting more people to use the Airport. Mr. Carver urged the Municipal Council to approve this proposal.

Councilman James said they have debated this matter for some time. There seems to be two groups, drivers who work the City and drivers who work the Airport. It was indicated a majority of them favor this plan. In reading the letter from Mr. Smith, President of the Newark Taxicab Drivers Association, it seems there is a fear of change and the unknown, which all of us have searched for at times. We all realize there is a ground transportation problem at the Airport. This Council has received report, after report, after report. The citizens throughout the world are not flying to the Newark International Airport, some for reasons relating to the image of the City, many because of poor ground transportation. Councilman James stated in the past he has been refused a cab because he was coming to Newark. He cited an incident about a neighbor who was put out of a taxicab halfway home because she too was headed for Newark. Fortunately this Council has taken much action to work with the cab drivers, to give them a raise, to give them position and to bring about all kinds of meaningful changes.

Councilman James posed a question to Mr. Smith, "If this proposal is for only six months on a trial basis, should we be fearful of a recommendation to improve ground transportation?" He would like to believe that they are men enough if told at the end of six months that group riding will not work and are given the facts to show that other people are losing money. He would like to believe that as Councilman of the South Ward and a Member of this Council that they could reverse themselves and he is now asking Mr. Smith this one question. He does not think that it is rhetoric. "Should we be men enough when we do have a cancerous situation to experiment for six months with something which might bring about a change in the situation?"

Mr. Smith felt in six months a driver, a one man owner operator could possibly lose his livelihood, his total income. That man is guaranteed his nightly income, weekly income and monthly income to survive. Six months could be disastrous.

Councilman Carrino commented he had a better idea. Perhaps Mr. Carver could ask the Port Authority to lower the landing fees for six months and then see what happens with the group riding. He realizes Mr. Carver is not in any position to comment on the landing fees, but most certainly if the Port Authority wants them to take a chance on group riding, then they should take a chance on equalizing the landing fees

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so that Newark Airport can successfully compete with LaGuardia and Kennedy Airports and then maybe the taxicab drivers would not have to throw people out of cabs because they are going to Newark. Maybe then they can have seven or eight fares a day instead of having to wait eight hours for one fare. Maybe this would solve the problem.

Mr. Carver felt six months may be a long time for a great many people. This is not something which is designed to enforce a regulation. It is an attempt to try to get more traffic into Newark. They will attempt to have more flights into Newark. They would be the last ones to stand before the Council and say this program must succeed. It is a try. Mr. Carver said he could not answer Councilman Carrino's question regarding landing fees. He reiterated they are attempting to try to bring more people into Newark and to use the Newark International Airport. It is time to try group riding. If it does not work, it does not work, but they would appreciate the Municipal Council voting to give it a try.

Councilman Tucker felt the six to eight hour wait mentioned is somewhat high. A large portion of residents who frequent New York City land at Newark Airport and a portion of number of New Yorkers utilize Newark Airport more so than New Jerseyites. Group riding has a major impact on trying to hook up the regional area of airport services. In other words, they are talking about Kennedy, LaGuardia and Newark Airports, that may very well have a major impact on it. Councilman Tucker said the other point he would like to make is in relation to the Newark Taxicab Drivers Association, the vast majority who drive and operate within the City of Newark. The drivers at the Newark Airport, for the most part, may or may not have representation in this organization. He is concerned that they have not heard from the representatives out of Newark International Airport. Councilman Tucker said he had the opportunity last night to meet with representatives of the Owner Operators Association who frequent Newark Airport. Some of them were diametrically opposed to group riding. Councilman Tucker felt the people affected by it are the owner operators at the Newark Airport and the Council should be knowledgeable of their opinion in this matter. This is a major thrust to not only help the Port Authority but to upgrade the image of the City of Newark. They also have the responsibility to people who provide a service to the City of Newark and make their living in the City.

Councilman Tucker noted this is a six month period of experimentation, and a suggestion was made for a ninety day period which may or may not be enough time to really evaluate how effective group riding would be. The Council Taxicab Committee should have an opportunity to interact with the representatives of the owner-drivers at the Airport. Councilman Tucker recommended the Council defer action on this ordinance for

two weeks so that they can have an opportunity to talk to the owner-drivers at the Airport because he feels they are the major people who are going to be affected by this program.

Councilman Bottone queried if this six month plan were to be implemented and employees would be hired, if the Port Authority would pay the salaries of the starters.

Mr. Carver referred to the Taxi Starter Program which the City has requested to be implemented. He called attention the City of Elizabeth is about to embark on a similar program in Terminal A. They have had many complaints over the years that their police have become overly involved in the taxicab operation. The City has requested them to have civilian taxi starters. Mr. Carver related he was in contact with the Corporation Counsel's Office today with respect to a resolution that the Port Authority will pay for a simultaneous six month Taxi Starter Program, at no cost to the City, and Newark residents will be hired to serve as taxi starters at Terminal B.

Councilman Bottone asked if the Elizabeth Council has already approved the implementation of this program.

Mr. Carver replied in the affirmative. He said the program has not been implemented as yet. They would prefer strongly not to implement any program at the Newark International Airport with respect to taxicabs which is not implemented simultaneously in both buildings.

Councilman Bottone queried if the plan were to be approved, who would decide if it is a success or a failure.

Mr. Carver replied the decision would be made by the City of Newark and the Port Authority with respect to Terminal B.

Councilman Allen said he does not know how much Newark would benefit from group riding in terms of helping the financial situation. He concurred with Councilman Carrino regarding lowering the landing fees. Councilman Allen contended the City of Newark does not receive any taxes from the Port Authority and according to the existing contract will not get any until 1999. The Port Authority will benefit from this program and Newark will still be in the same situation it is in today. It is the Port Authority's Airport, not Newark's Airport and it will not be Newark's Airport until the Port Authority starts paying taxes to the City of Newark.

Mr. Carver responded the relation between the City of Newark and the Port Authority could fill a book. He is here tonight only to speak about group riding. Physically the Newark International Airport is the best airport in the metropolitan area and they are trying to put Newark and New Jersey on the map. They are trying to get more flights into Newark and more revenue into Newark. If he is wrong, in three or

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six months he will admit he is wrong. The taxicab situation has been one of the reasons that people do not use Newark International Airport. Mr. Carver stressed the only thing they are asking tonight is that the Council grant them the privilege to attempt to bring more traffic into Newark.

Councilman James stated they all know that there are inequitable landing fees from the Newark Airport, but it is unfair to blame the Airport itself. Landing fees could be argued with Governor Byrne, Governor Carey and the Port Authority of New York and New Jersey, not with the gentlemen here tonight. If they are angry about the contract which favors the Airport, they will have to go back to the previous Mayors and previous Councilmen, and they cannot change that. He thinks the contract ends in the year 2040 and he does not think too many of us will be around.

Councilman James asserted they are here tonight to talk about the taxicab situation, which is bad, needs a change and there is a proposal for a six month trial period. He does not think they should go to the Airport and solicit an opinion from those who are not here tonight. If anyone wanted to be here tonight to give their opinion, they have a right to be here. Councilman James reiterated the Council has a proposal before them and they should approve it or reject it.

Councilman Tucker stated they do not have the receipt of the funds which means if this program is approved tonight, it still cannot be implemented. The Council can approve the resolution at the October 6 meeting accepting funds which could be utilized for Taxi Starters at Terminal B. They will not be hold up progress. They are just getting the opportunity to talk to people affected who have not been heard.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

Councilman Martinez asked should the City of Newark reject this proposal, is it conceivable that the City of Elizabeth would accept a proposal that their taxicab drivers pick up all fares to New York and Newark taxicab drivers would lose out?

Mr. Carver replied they are committed to test this program. If the Newark Council rejects this proposal, it is his strong opinion it will be tested. They must try it.

6-PH, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 24:1-25 (b) (5) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1: That Section 24:1-25 (b) (5) of the Revised Ordinances of the City of Newark, New Jersey, 1966, be hereby amended and supplemented to read as follows:

24:1-25 FARES, METERS AND RATES

(b) Schedule of fares to be computed by flat rates.

(5) From Newark International Airport to points within the following zones in the Borough of Manhattan, New York City

For conveying two (2), three (3) or four (4) passengers, not in the same group, to any point within one of the following 3 zones within the Borough of Manhattan, New York City, the following flat rates shall be charged on an individual basis.

| | |
|-------------------|-----------------------------------|
| <u>Zone 1</u> | <u>Battery to 33rd Street</u> |
| <u>Passengers</u> | <u>Fare per passenger</u> |
| 2 | \$10.00 |
| 3 | 9.00 |
| 4 | 8.00 |
| <u>Zone 2</u> | <u>34th Street to 42nd Street</u> |
| <u>Passengers</u> | <u>Fare per passenger</u> |
| 2 | \$11.00 |
| 3 | 9.50 |
| 4 | 8.50 |
| <u>Zone 3</u> | <u>43rd Street to 65th Street</u> |
| <u>Passengers</u> | <u>Fare per passenger</u> |
| 2 | \$12.00 |
| 3 | 10.00 |
| 4 | 9.00 |

There will be a \$3.00 surcharge per zone for any passenger(s) requiring separate transportation to a higher numbered zone on a single trip. In no case will a surcharge exceed \$6.00 for a single trip regardless of the number of passengers requiring the additional transportation to another zone area. Surcharges will not apply for passengers requiring separate transportation to a lower numbered zone. There will be no surcharge for additional stops within a particular zone.

All fares contained in subsection (b) (5) include tolls.

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Section 2. All prior ordinances or parts thereof which are inconsistent with the hereinabove are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-PH, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE DESIGNATING THE RECREATION AREA BOUNDED BY MALVERN, CHESTNUT, DENBIGH AND HANOVER STREETS AS "RALPH A. VILLANI MEMORIAL PARK."

WHEREAS, Ralph A. Villani was one of the most illustrious and respected citizens in Newark's history; and

WHEREAS, Ralph A. Villani faithfully served the citizens of Newark as a Municipal Judge, City Commissioner, Mayor, President of the Municipal Council and Councilman-At-Large;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the plot of ground more particularly described herein shall hereafter be designated "Ralph A. Villani Memorial Park."

2. Said plot of ground is the recreation area bounded by Malvern, Chestnut, Denbigh and Hanover Streets measuring approximately 260 feet by approximately 270 feet and recorded as Block 1128, Lots 59, 60, 62, 68, 77 and 78 and known as 441-455 Chestnut Street on the tax map of the City of Newark.

3. That a sign be erected by the Department of Public Works so designating the above described site as "Ralph A. Villani Memorial Park."

4. That this ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 27, ZONING, CHAPTER 2, DISTRICT CLASSES AND BOUNDARIES, SECTION 2, ZONING MAP, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO CHANGE SHEET #7 OF THE ZONING DISTRICT MAP OF THE CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 27, Zoning, Chapter 2, District Classes and Boundaries, Section 2, Zoning Map, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended by changing Sheet #7 of the Zoning District Map as follows:

(a) All that certain tract of land designated as City Block 4274, Lot 3 on the Official Tax Map and Tax Duplicate of the City of Newark (1976) is hereby changed from a Second Residence District to a First Business District.

(b) All that certain tract of land designated as City Block 4274, Lot 5 on the Official Tax Map and Tax Duplicate of the City of Newark (1976) is hereby changed from a Second Residence District to a First Business District.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ELDER PLACE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM CAMP STREET TO PENNINGTON STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

SECTION 1. That all that part of Elder Place as laid out on the Map of the Commissioners to lay out Streets, Avenues, and Squares extending from Camp Street to Pennington Street, shall be vacated as a public street or highway reserving, however, with respect to the entire length and width of the aforesaid Elder Place, the following:

a) The right to enter for the purpose of laying, relaying and rebuilding, reconstructing and maintaining existing and additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates or appurtenances, shall be reserved to the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, and to the City of Newark, its agencies and departments.

b) An on and above the surface easement shall be reserved as a fire lane in accordance with provisions in The City Fire Prevention Code. On application of the owner(s) of the property known as Elder Place, and upon approval of The Fire Department an alternative strip of land may be reserved for use as a fire lane.

The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances or which will interfere with the use of the fire lane is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council known and designated as Map No. 1711-V, dated August 16, 1976, which map is hereto attached and made a part hereof.

SECTION 2. A copy of the aforesaid Map No. 1711-V, dated August 16, 1976, is on file in the Office of the Director, Department of Engineering.

SECTION 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1 (b), N.J.S.A. 40:55-21.11, and N.J.S.A. 40:55c-72.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 8, BUSINESSES AND OCCUPATIONS OF THE REVISED ORDINANCE OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW CHAPTER REQUIRING THE LICENSING OF PUBLIC GARAGES FOR THE PURPOSE OF ELIMINATING ABUSES CONCERNING MOTOR VEHICLES, (6-S & F-f) ADOPTED APRIL 21, 1976 (TO AMEND THE NEW CHAPTER PUBLIC GARAGES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 8, Businesses and Occupation, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended as follows:

PUBLIC GARAGES--LICENSING, ETC.

Businesses and Occupations

1. DEFINITIONS AS USED IN THIS ARTICLE.

- (a) Motor vehicle means any vehicle which is self propelled.
- (b) Director means the Director, Division of Licenses, in the Department of Finance.
- (c) Public Garage means any place, including gasoline service stations, in which one or more motor vehicles or parts thereof, including motorcycles are repaired, painted or serviced, or where any type of work is performed or carried out to service motor vehicles of all types:

- (d) Repairs shall mean work performed or to be performed upon any vehicle including but not limited to motors, ignition system, transmission, drive or electrical system, or body or fender work.

2. LICENSE REQUIRED.

No person shall conduct, operate or maintain a public garage in the City of Newark without first obtaining a license therefor as provided in this chapter.

3. APPLICATION FOR LICENSE: CONTENTS

- (a) Application under this Article for maintaining or operating a public garage shall be made on a form furnished by the Division of Licenses of the Department of Finance.
- (b) The application shall set forth the following:
 - (1) Name and home address of the individual applicant; if a firm, the names and home addresses of the members of the firm; if a corporation, the names and home addresses of the president, secretary, all other officers of the corporation and the registered agent of the corporation and any other person or entity which has a financial or beneficial interest in the business of the applicant.
 - (2) If the manager in charge is to be someone other than a person named above then his name and address.
 - (3) Business address at which the applicant proposes to conduct the business.
 - (4) Other information as to the applicant, his personnel and management which is or may be necessary in determining approval of the application and issuance of the license.
 - (5) Whether or not any person listed on the application has ever been convicted of a crime, misdemeanor or disorderly persons offense, the number of convictions and the date, place and nature of the offense for which convicted.

4. DISQUALIFICATION OF APPLICATION.

- (a) No license shall be issued, held or transferred to any person, firm or corporation where the applicant, any partner, any officer, any person in management, or any person or entity having a financial or beneficial interest in the business of the applicant shall have been convicted of any crime that relates adversely to the operation of a public garage. Any determination made by the Director under this section shall be made in accordance with N.J.S.A. 2A:168A-2.

5. ISSUANCE OF LICENSE.

Upon approval of the application the Director shall issue the license.

6. TERM OF LICENSE: LICENSE FEE: RENEWAL OF LICENSE:

- (a) All licenses issued under this Chapter shall be for a term of one year commencing May 1 and expiring the following April 30.
- (b) The annual fee for the license issued under this Chapter shall be \$25.00, payable when the application is filed. When an application is received and the operation or maintenance of the garage is to commence after May 1, the annual fee shall be pro-rated for the unexpired portion of the 12 month period at the rate of 1/12 of the annual fee for each month or part thereof of the unexpired portion of the 12 month period. In the event the license is not granted the application fee, less the sum of \$10.00, shall be returned to the applicant.
- (c) Application for renewal of a license shall be made on a form provided by the Director at least one month prior to the expiration of the current license.

7. TRANSFER OF LICENSE.

Upon application made in the manner prescribed by the Director the license may be transferred by the Licensee to any other person, firm or corporation approved by the Director.

8. RECORD BOOK.

Upon receipt of a motor vehicle for engine removal or replacement; removal for repair or replacement of transmission, rear differential or drive train; body and fender repair, repainting or any other such major repairs every operator of a public garage shall provide and keep a book in which shall be entered a description of the motor vehicle, the vehicle identification number, the date received, the name and residence of the person from and/or for whom the vehicle was received and the service to be performed on the vehicle. The book shall, at all reasonable times, be open to:

- 1. Any officer of the City Police Department;
- 2. Any duly authorized law enforcement personnel of the City, County, State or Federal Government;
- 3. Any inspector from the Division of Licenses.

9. INVESTIGATION OF LICENSEE'S CONDUCT.

The Director may, upon his own initiative or upon the filing of a written verified complaint of any person, investigate the actions of any licensee.

10. SUSPENSION AND REVOCATION OF LICENSE: HEARING.

Upon notice to the licensee by the Director, a hearing shall be conducted by the Director of the Department of Finance to determine whether any license issued under this Chapter may be suspended or revoked for any violation of this Chapter or any other applicable law, ordinance or regulation.

11. PENALTY.

Any person who violates any provision of this Chapter shall, upon conviction thereof, be punished by a fine not exceeding \$500.00 or by imprisonment not exceeding 90 days or both.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163. PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF TWO YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Buck, Review and Planning Officer Allen and Economic Development Specialist Braffman met with the Council August 3, 1976)

A motion to adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Corporation Counsel Buck, Review and Planning Officer Allen and Economic Development Specialist Braffman met with the Council August 3, 1976)

A motion to adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MR. GEORGE WILSON, VICE PRESIDENT, NORTH WARD PROPERTY OWNERS PROTECTIVE ASSOCIATION, 570 RIDGE STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council. He thanked the Council for their official action expressing their condolence to the family of the late Michael J. Picone, President of the North Ward Property Owners Protective Association. He strongly opposed the granting of tax abatement.

6-HC-b.

MS. MARY B. WARREN, WAINWRIGHT BLOCK ASSOCIATION, 245 WAINWRIGHT STREET, NEWARK, NEW JERSEY, complained about potholes, dirty sidewalks, tree roots, dogs running loose and hazardous traffic conditions in the area. She urged the Council to help preserve this area.

Councilman James related he did reply to Ms. Warren's letter regarding these conditions. However, these are administrative matters. If Recreation and Parks Director Washington failed in delivery of services to cut tree roots, the Council will be glad to hear citizens who have been denied their request, then they will summon the Business Administrator and Director and bring him up on charges. All they need is documentation. Councilman James stated regarding Bus #8 which Ms. Warren indicated frequented Wainwright Street and Schley Street, Lyons Avenue, which is a County road, was being resurfaced and during that time buses could not go over the hot tar and the Department of Transportation gave permission for the buses to frequent Wainwright Street. It was only for two days. However, anytime a bus is parked on a residential street, she should call his office.

Councilman James continued Councilman Carrino and he have been involved in the Urban Reinvestment Task Force. This Council has met with representatives of banks on many occasions. Newark is a red line district and the entire City finds it difficult to obtain mortgages and bank loans. For that reason, the City has implemented the Urban Reinvestment Task Force and appointed some citizens to serve on it. The whole

purpose of this Committee is to pool a source of money so that those citizens in Newark who have difficulty in receiving loans can receive them. Presently this proposal is only operating in the North and South Wards, because there are a large number of homeowners who have experienced the inability to obtain home loans and they hope it will work.

Councilman James stated regarding the loose dogs, people do not walk their dogs because it takes time. The Council has provided funds and personnel and after citizens call, they send out the dog pound. It may not be successful. If Ms. Warren feels Mr. Dunn has not done his job in supervising the area of stray dogs, the Council will summon Mr. Dunn before them and ask for a report. If it is necessary, the Council will bring charges against that administrator. Anytime Administration fails to respond, fails to act, they should bring it to the Council's attention.

President Harris stated in the six years he has served as a Member of this Council, Councilman James has always been available to constituents of the South Ward and residents of the City of Newark. The Council is going to do something about the trees. When the package was presented to the Council by Administration for submission to the Federal Government, they insisted the residents of the City of Newark receive improvements in terms of quality of services they are supposed to receive for those dollars. The Council is not satisfied what is going on. The majority of the \$20 million is going for salaries but was supposed to be for services to improve the quality of life of Newark residents. That is not being done. The Council insisted every tree be corrected and insisted \$500,000. be added toward servicing trees throughout the City, improving street lights and restoring policemen to duty. President Harris pointed out he introduced an ordinance calling for an evaluation of this Administration. The Council will appoint a team to look at every program and every Federal dollar that comes into the City of Newark. There is not one Councilman who knows what is happening to the dollars coming into this City.

President Harris cited there is a man working in the City of Newark whose salary is \$19,000. a year. Last year he received \$33,000. because he got overtime, which is contrary to the laws of the City of Newark. With respect to the manner in which they pay these people overtime in order to fatten their salaries, the Council will take a stand and will account to the residents what is happening to their money. He does not care whether they are federal, state or municipal dollars. They are the taxpayers' dollars and he is going to see to it that the people are aware of what is happening to their tax dollars. President Harris said he has two more years to go in

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this term of office. The people are going to know what is happening and they are going to be the recipients of a better quality of life in Newark.

Councilman James reiterated the people forget there is an Administration, and a Mayor who is elected by the people. The Council gives money for programs but they do not run the City day to day. People see the Council because they are visible.

Councilman James asked Mr. Harold Edwards, who was representing Business Administrator Walls, if he heard the complaints about tree roots, stray dogs and Bus #8 frequenting Wainwright Street. Councilman James requested Mr. Edwards receive these complaints tonight, go over each complaint with the Business Administrator tomorrow and report back to the Council if they have been implemented, and if not why they have not been implemented by Administration.

6-HC-c.

MR. WILLIAM GUYTON, JR., WAINWRIGHT BLOCK ASSOCIATION, 30 GOODWIN AVENUE, NEWARK, NEW JERSEY, stated they know money comes into the City, how it is allocated but they do not know how it is spent. He requested each Ward Councilman have an information center set up for the Community Grant Act. There is no community input at these meetings although they are told the meetings are held in different places in Newark. Mr. Guyton complained about rodents in the area. They were told there were no funds available for rodent control. Mr. Guyton also urged the enforcement of refuse removal in front of buildings.

Councilman James requested Mr. Harold Edwards to explore these matters. He said he would be more than happy to receive proposals to be submitted to the City Clerk Staff and Law Department to check the legality. Councilman James asked the speaker for a copy of his proposal. Regarding the Mayor's Policy and Development Office, Councilman James related when they received the \$20 million grant, the Council asked, in accordance with law, that they hold public meetings. He knows one was held at the Good Will Baptist Church. Councilman James requested Mr. Edwards inform the Council of all public meetings held dealing with the distribution of the \$20 million grant, as directed by the Council, and to give various addresses indicating where the meetings were held. Councilman James contended there would have to be more communications in the future to advise the public where will be held so that a large number of citizens will have the opportunity to participate. He agreed there is poor public announcement of these meetings.

Councilman James continued, regarding Rodent Control, he is asking Mr. Edwards to inform the Council of the program directed by Mr. Charles Hoggard, the exact amount of money and boundaries and if the North Ward, South Ward and other Wards can go out of the target area. Originally rodent control was only in a target area. They have

indicated that rats are becoming more sophisticated and are moving throughout the City, therefore, help is needed City-wide. Councilman James was confident Mr. Edwards will receive these complaints, address himself to them, have Administration take action and within two weeks Ms. Warren and Mr. Guyton will receive a full report, and whatever complaints are outstanding, if Administration fails to abate these grievances, the next meeting the speaker comes before the Council, they will bring the administrator up on charges and fire that administrator.

6-HC-d.

MS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, complained about dope addicts, loitering, drinking in public and the playing of bongo and guitars in the area. She referred to a Police Department memorandum regarding customs and practices of ethnic groups. Ms. Poch requested the Police Department policy be changed to make the streets and homes safer.

Councilman Tucker requested a copy of this police policy regarding ethnic observances.

Councilman Giuliano asserted there are adequate laws on the books which are not being enforced.

Councilman Carrino recalled last year the Council changed the Noise Ordinance from 12 Midnight to 8:00 P. M. The police took that per se meaning anyone can make any noise they want up to 8:00 P. M. Councilman Carrino called attention the Council is going to enact a new ordinance prohibiting anyone playing instruments in public without a permit. If it is a group type thing and a loud speaker is used, they should apply for a permit, then it will be legal. Perhaps the new ordinance will be more effective, if enforced. Councilman Carrino recalled Councilman Bottone introduced an ordinance last year about drinking in public.

Councilman Martinez said he realizes this problem. He cited several cases when he was a Police Officer. The Council discussed this matter with the Chief Magistrate and since then it has changed a little bit. Councilman Martinez stressed the need for more enforcement. He feels most of the police are doing their job. They are not supported by the courts and the morale is being destroyed by our court system.

Councilman Tucker maintained no administrator can violate an ordinance. The ordinance still takes precedence. The Council will discuss the police order with the Police Department.

6-HC-e.

REVEREND DONALD SCHRODER, PASTOR, ST. THOMAS CHURCH, 272 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, stated he submitted a proposal for three outdoor recreational sites, one on Seventh Avenue, between Third, Fourth and Fifth Streets. At a meeting in

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February, 1976 with Recreation and Parks Director Washington and Management Specialist Meeker, they agreed it was advisable for the Board of Education to lease this property for recreational purposes. For the past seven months they have been in constant contact with Councilman Bottone and Mr. Meeker. They were informed the Board of Education had no immediate plans for this site and a lease agreement seemed possible. Reverend Schroder understood it was the intent of the Administration to pursue a lease agreement.

Reverend Schroder outlined his efforts in this matter. On Tuesday, August 31, 1976, he was informed by Mr. Meeker that the Administration has no intention of requesting a lease agreement for the Seventh Avenue site. This was the first time the Roseville Coalition was informed of such. They expect more responsible performance from the City Administration. Furthermore, they feel the Board of Education will not be capable of maintaining this property. The Roseville Coalition has petitioned the Board of Education to give an expression of its willingness and capability to develop this site for recreation. If the Board of Education is not able to develop this site for recreation, then they expect the City Administration to do so. They feel the Roseville area has been shortchanged by the City. Recreation is desperately needed in this area.

Councilman Bottone related they started to work on this project a long time ago. Finally, they received a response, dated August 31, 1976, which he has before him, telling nothing more than what the Reverend just said. At least it is signed by the Business Administrator, demanding that the Board of Education help complete what the City started, going into detail the City was able to grade and fill with 300 cubic yards of new fill, 60 cubic yards of debris for grading, but it was done because they had summer programs and Federal money.

Councilman Bottone said he will forward a copy of this communication to Reverend Schroder, which also has a breakdown of how much of the land has been acquired by the Board of Education.

Reverend Schroder contended more affirmative action is required. The people need this recreational site very badly.

Councilman Bottone assured he will continue to work with Reverend Schroder and try to expedite this matter as quickly as possible. He added as indicated by President Harris and Councilman James, complaints must come to the Council in writing.

Reverend Schroder said he will submit constructive criticism in writing.

President Harris declared they should not have been deceived. He knows the people are getting shortchanged. Any citizen of Newark has the right to know what is happening to their tax dollars. Everyone is interested in improving the City of Newark.

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6-HC-f.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council. She complained about dirty streets, tax abatement and sidewalk hawkers. Ms. Henry also complained the ladies' room at McCrory's was locked when she shopped at the store last week. She referred to a derogatory ethnic remark made by a store representative.

Councilman Carrino related he received Ms. Henry's letter and telephoned the Police Department and McCrory's and was informed the reason the ladies room was locked was because nine women were mugged during July and August by men impersonating women.

Councilwoman Villani contended if there is a restaurant on the premises, they should be forced to have a rest room open. She is researching this matter.

Councilman James was personally offended by the ethnic remark referred to by the speaker. He said the problem is the rest rooms are not open. The Council will investigate this matter and will come to some understanding. If the store and restaurant are open, there should be some accommodation. The City of Newark is made up of all ethnic groups and some people want to remain in the City. Those who are left should remain together. Councilman James said peddlers can exist selling on streets for less and even then we question the quality which they are selling. It is unfair for those who stay in Newark, pay property and payroll taxes. Councilman James stated he will forward the complaint about dirty streets to the Business Administrator. We need to improve beautification and also to send letters regarding peddlers.

Councilman Martinez recalled in 1974 when alternate side of the street parking for street cleaning was established, he was fearful. He declared it is not the City that makes the streets clean, not the Sanitation Division, it is the people. The people should educate themselves to keep the City clean.

President Harris responded Rent Control is a law and Administration is supposedly enforcing the law, administered by Ms. Shirley Green. He understands rent control will remain.

A motion to permit Mr. Theodore Murnick to address the Municipal Council under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-g.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, complained about the playing of bongo drums and other instruments in residential areas. He

contended the existing ordinance, which prohibits the playing of bongo drums after 8:00 P. M., has aggravated the problem. Now the Police and Courts interpret anything goes up to 8:00 P. M. Mr. Murnick requested the Council inquire into the present ordinance, conduct a hearing to ascertain the extent of the problem and what type of responses there should be and to amend the present ordinance to remove the time limitation and have an equivocal prohibition.

Councilman Carrino did not think it was necessary to have any kind of hearing at this time. They have tried to eliminate the problem. Councilman Carrino recommended prohibiting anyone playing instruments in public without a permit. The Police Department will have to enforce the ordinance.

Councilman Giuliano declared the ordinance must be enforced.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION ACCEPTING BID OF LATHAN & THOMAS PRODUCTIONS, INC. TO LEASE APPROXIMATELY 10,744 SQUARE FEET OF SPACE LOCATED IN THE SUB-BASEMENT AND OFFICE SPACE LOCATED ON THE FOURTH FLOOR OF CITY-OWNED PREMISES, 16-20 PARK PLACE, NEWARK, NEW JERSEY, FOR \$202.41 PER MONTH FOR A THREE AND A HALF (3½) MONTH TERM, COMMENCING SEPTEMBER 15, 1976 TO DECEMBER 31, 1976 AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Tax Collector Joseph, Real Estate Officer Milano and Communications Director Bernard Moore met with the Council September 14, 1976)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ANTHRONIC PLATING CORPORATION, 109 - 14TH AVENUE, NEWARK, NEW JERSEY, WHO WILL OPERATE A PLATING SPECIALIST AND TECHNICIAN TRAINING PROGRAM FOR FOURTEEN (14) TRAINEES FOR SUM NOT TO EXCEED \$35,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

A motion to table this resolution in view of the fact that the questions posed in connection with this matter have not been answered, was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PAUL MOLLE', TRAINING COORDINATOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING JULY 30, 1976 AND ENDING JANUARY 30, 1977. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN JANUARY 30, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting a reply from the Business Administrator in connection with this matter, was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 860 SQUARE FEET OF OFFICE SPACE ON TWELFTH FLOOR OF CITY-OWNED BUILDING AT 786 BROAD STREET, BLOCK 146, LOT 48, FOR AN 18-MONTH PERIOD AT A MINIMUM RENTAL OF \$286.66 PER MONTH, PURSUANT TO N.J.S.A. 40A:12-14. (GLAMOUR SCHOOL OF PHOTOGRAPHERS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution in view of the fact that there are discrepancies in the lease and it appears this is a concession being granted to the tenant by virtue of an unauthorized contract, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 10-34 KEARNY STREET, BLOCK 524, LOT 17, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Finance Director Sullivan, Acting Tax Collector Joseph and Real Estate Officer Milano met with the Council September 14, 1976)

Councilman Tucker said it should be noted for the record that the requested

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minimum price for this property is far less than the current assessed evaluation. The point that should also be stipulated is that the property is for the most part dilapidated and in need of repair. The City currently is operating this facility at an annual loss of approximately \$21,000. per year. Also, we are in receipt of rents, but the total collected rents do not cover the operational cost of the facility. Furthermore, the County has established a new tax practice relating to municipal owned properties which has a potential for fiscal solvency. This automatically means that this parcel of City-owned property must pay the County taxes for its assessment although it is currently owned by the City. Councilman Tucker said he is of the opinion that if the City can sell the property that it will be in the best interest of the City of Newark from a fiscal standpoint.

Councilman Carrino concurred with Councilman Tucker. He hopes this will start a trend in the Broadway area.

Councilman Martinez noted the purchaser is from the East Ward and based on his track record, he will rehabilitate this property and probably will rehabilitate the whole block.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO PAY TO THE NEWARK COMPREHENSIVE MANPOWER REHABILITATION PROJECT FOR DRUG ABUSERS, INC. SUM OF \$408.88, SAID SUM HAVING BEEN FORWARDED BY THE LAW DEPARTMENT TO REVENUE COLLECTION DIVISION FOR DEPOSIT TO GENERAL ACCOUNT, FOR DAMAGES TO VEHICLE INVOLVED IN ACCIDENT WHICH WAS NOT CITY-OWNED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$525. AND TO WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$525. ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, IN SETTLEMENT OF CLAIM FOR DAMAGES TO POLICE VEHICLE DRIVEN BY POLICE OFFICER DENNIS GIORDANO INVOLVED IN INTERSECTION ACCIDENT AT LAFAYETTE AND BROAD STREETS WITH VEHICLE OWNED AND DRIVEN BY JOHN B. FIGUEROA CAUSING DAMAGE TO CITY VEHICLE IN AMOUNT OF \$1,050. (INSURANCE COMPANY TO PAY 50% - \$525.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION ACCEPTING BID OF HERBERT GORDETSKY, T/A MILK BAR, TO LEASE APPROXIMATELY 952 SQUARE FEET OF SPACE ON THE FIRST FLOOR OF CITY-OWNED PREMISES 303-305 CLINTON AVENUE, NEWARK, NEW JERSEY, FOR \$200. PER MONTH FOR A TWO YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT, AND AUTHORIZING TAX COLLECTOR OF CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED SCHEDULE A, TOTALING \$ _____ BEING HIGHEST BIDS.

(September 17, 1976 City Wide Auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution to the October 6, 1976 meeting of the Municipal Council was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION REQUESTING THAT THE CITY TREASURER OF THE CITY OF NEWARK MAKE PAYMENTS DUE TO MUTUAL BENEFIT LIFE INSURANCE COMPANY FOR AN ERRONEOUSLY OVERPAYMENT IN ITS 1976 FRANCHISE TAX - \$34,936.06.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-k.

RESOLUTION CANCELLING BALANCE OF HYDRANT DAMAGE CHARGES IN THE AMOUNT OF \$165.22; TOTAL DAMAGE CLAIM WAS IN THE AMOUNT OF \$855.99; INSURANCE COMPANY SUBMITTED CHECK FOR \$690.77 AS PAYMENT FOR CLAIM: ACCOUNT NO. 99-910-3185-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO DELIVER CHECK FOR \$56,000. PAYABLE TO JAMES P. PURCELL ASSOCIATES AND HENRY J. DAALEMAN, THEIR ATTORNEY, 27 PRINCE STREET, ELIZABETH, NEW JERSEY, FOR ENGINEERING SERVICES FOR DESIGN AND SUPERVISION OF CONSTRUCTION OF STORM SEWERS, DITCHES, APPURTENANCES, AND PUMP STATION IN AREA OF NEWARK MEADOWLANDS AND NEWARK AIRPORT ON OR ABOUT SEPTEMBER 15, 1971. (ACTION INSTITUTED IN SUPERIOR COURT, LAW DIVISION, ESSEX COUNTY, DOCKET NO. L-23908-73 BY JAMES P. PURCELL ASSOCIATES AGAINST CITY OF NEWARK FOR PAYMENT OF \$130,303.48 FOR SERVICES PERFORMED PURSUANT TO AFORESAID AGREEMENT); FURTHER THAT THE STIPULATION OF SETTLEMENT BE APPROVED.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck, Assistant Corporation Counsel Simon and Engineering Director Zach met with the Council September 14, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani, President Harris.

No: Councilmen Martinez, Tucker.

7-R-m.

RESOLUTION REFUNDING OVERPAYMENT OF NEWARK PAYROLL TAX FOR 1975, 1976, TOTALLING \$67.50 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENT SHALL BE PAID FROM REVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO TUXEDO BOND & SECURITIES CO., SUM OF \$899.50, EXCESS PAYMENT OF TAXES FOR TAX YEARS 1973 AND 1974, PREMISES 1085-1087 BROAD STREET, BLOCK 2824, LOTS 20 AND 21, PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO TUXEDO BOND & SECURITIES CO., SUM OF \$359.80, EXCESS PAYMENT OF TAXES FOR TAX YEARS 1973 AND 1974, PREMISES 118 CLINTON PLACE, BLOCK 3037, LOT 4, PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO TUXEDO BOND & SECURITIES CO., SUM OF \$323.82, EXCESS PAYMENT OF TAXES FOR TAX YEARS 1973 AND 1974, PREMISES 1089 BROAD STREET, BLOCK 2824, LOT 22, PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION CANCELLING BALANCE OF HYDRANT DAMAGE CHARGES IN THE AMOUNT OF \$161.00. TOTAL DAMAGE CLAIM WAS IN THE AMOUNT OF \$972.32. INSURANCE COMPANY SUBMITTED CHECK FOR \$811.32 AS PAYMENT FOR CLAIM, ACCOUNT NO. 99-910-3200-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-r.

RESOLUTION APPROVING APPLICATION AND PLAN OF EASTERN WORLD, INC., A NON-PROFIT HOUSING CORPORATION OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION OF PROJECT BOUNDED BY THE NORTHERLY SIDE OF SPRUCE STREET, THE NEW EASTERLY SIDE OF BELMONT AVENUE, THE NORTHERLY SIDE OF MONTGOMERY STREET AS VACATED, AND THE WESTERLY SIDE OF PRINCE STREET, CONTAINING 7,855 ACRES AND KNOWN BY THE FOLLOWING STREET NUMBERS: 180-210 SPRUCE STREET, 107-163 BELMONT AVENUE AND 177-233 PRINCE STREET, MORE PARTICULARLY DESCRIBED IN THE APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF 50 YEARS, BUT IN NO EVENT FOR A PERIOD LONGER THAN THE LIFE OF THE NEW JERSEY HOUSING FINANCE AGENCY (N.J.H.F.A.) MORTGAGE TO BE GIVEN TO EASTERN WORLD, INC. AND SUBJECT TO OBTAINING APPROVAL OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, PURSUANT TO R.S. 55:16-1 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

7-R-s.

EMERGENCY RESOLUTION APPROPRIATING \$270,000., MUNICIPAL STATUTORY EXPENDITURES, CONSOLIDATED POLICE AND FIREMEN'S PENSION FUND; TO PROVIDE FUNDS TO COMPLETE ANNUAL PAYMENTS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution with the condition that the source of the \$270,000. originally proposed to be transferred by budget correction from Municipal Statutory Expenditures, FICA-City (Department 21, Division 01, Account 706) shall be frozen and not be made available for expenditure; its cancellation at year-end will produce a surplus to balance out this emergency appropriation, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS, ON BEHALF OF THE CITY OF NEWARK TO EXECUTE AGREEMENTS ATTACHED HERETO, AUTHORIZING RIGHTS-OF-WAY FOR NEW JERSEY BELL TELEPHONE COMPANY AND JERSEY CENTRAL POWER AND LIGHT COMPANY AND ROCKLAND ELECTRIC COMPANY UPON LANDS OWNED BY THE CITY OF NEWARK IN WEST MILFORD, TOWNSHIP, TO PROVIDE TELEPHONE AND ELECTRIC SERVICE AT PEQUANNOCK WATERSHED (CITY OF NEWARK UNDERTAKING CONSTRUCTION OF PERMANENT RECREATION FACILITIES).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF THE CITY OF NEWARK, TO EXECUTE AGREEMENT ATTACHED HERETO, WITH ROCKLAND ELECTRIC COMPANY, AMOUNT NOT TO EXCEED \$25,271.; TO PROVIDE NECESSARY ELECTRICAL SERVICE IN ORDER TO UTILIZE CONSTRUCTION OF PERMANENT RECREATIONAL FACILITIES AT PEQUANNOCK WATERSHED; FUNDS PROVIDED IN CAPITAL PROJECT NO. 17/2-73, ORDINANCE 6-S & F-e, APRIL 17, 1974. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1) (f); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF THE CITY OF NEWARK, TO EXECUTE A LINE EXTENSION CONTRACT ATTACHED HERETO, WITH JERSEY CENTRAL POWER & LIGHT CO., FOR \$49.75 PER MONTH, TO PROVIDE NECESSARY ELECTRICAL SERVICE IN ORDER TO UTILIZE CONSTRUCTION OF PERMANENT RECREATIONAL FACILITIES AT PEQUANNOCK WATERSHED; FUNDS PROVIDED IN DEPARTMENT OF RECREATION AND PARKS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1) (f); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AMENDING RESOLUTION 7-R-bb, AUGUST 4, 1976, APPROVING PARTICIPATION OF CITY OF NEWARK WITH STATE LAW ENFORCEMENT PLANNING AGENCY "TACTICAL ANTI-CRIME PROJECT", BY CORRECTING GRANT DOLLAR BASED ON RECOMMENDATION MADE BY NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (FEDERAL-\$350,000., STATE BUY-IN-\$19,439., LOCAL

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CASH-\$354,684., TOTALLING \$724,123., LOCAL CASH TO BE PROVIDED IN PART BY HCDA MONIES);
DOES NOT REQUIRE THE EXPENDITURES OF ANY PUBLIC FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution since there is no certification of availability of these funds to meet the City's share of the City's cost and City's share of money must be raised by an emergency appropriation, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

✓
7-R-x.

RESOLUTION AMENDING RESOLUTION 7-R-h, APRIL 21, 1976, CONTRACT WITH DOCTOR HARRY TAFF, FOR DELIVERY OF MEDICAL SERVICES AT THE NEWARK DIVISION OF HEALTH, FROM APRIL 5, 1976 TO DECEMBER 31, 1976; BY DELETING THE REQUIREMENT THAT DOCTOR TAFF OBTAIN AND CARRY, AT HIS OWN EXPENSE, PERSONAL LIABILITY INSURANCE NAMING THE CITY OF NEWARK AS A CO-INSURED.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council September 14, 1976)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

✓
7-R-y.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH PARK AVENUE AUTO WASHING, INC. \$3,500.-NORTH DISTRICT, RILEY'S AUTO LAUNDRY, INC.-\$4,000.-EAST DISTRICT, PRESTO AUTO LAUNDRY, INC.-\$4,500.-WEST AND SOUTH DISTRICTS: THREE LOWEST RESPONSIBLE BIDDERS, FOR VEHICLE WASHING AND CLEANING, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, TOTALLING \$12,000.; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND TERMINATE ON SEPTEMBER 14, 1977; \$5,000. ENCUMBERED IN 1976 BUDGET OF DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS FOR CURRENT PERIOD SEPTEMBER 15, 1976 TO DECEMBER 31, 1976; BALANCE TO BE ENCUMBERED FOR REMAINDER OF CONTRACT PERIOD PROVIDING MUNICIPAL COUNCIL APPROVES THE APPROPRIATION OF FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH COMBINED AUTOMOTIVE INC., 1450 LOWER ROAD, ELIZABETH, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR REBUILDING AND INSTALLATION OF COMPLETE 14" SINGLE DISC CLUTCH, INCLUSIVE OF PARTS AND LABOR, FOR VARIOUS CITY VEHICLES; NOT TO EXCEED \$7,500., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND TERMINATE ON AUGUST 14, 1977; \$3,000. ENCUMBERED IN DEPARTMENT OF PUBLIC WORKS, BUREAU OF MOTORS, FOR SERVICES PERFORMED AS NEEDED FROM OCTOBER 1, 1976 TO DECEMBER 31, 1976; BALANCE TO BE ENCUMBERED FOR REMAINDER OF CONTRACT PERIOD PROVIDING MUNICIPAL COUNCIL APPROVES THE APPROPRIATION OF FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO DELIVER CHECK IN AMOUNT OF \$6,000. PAYABLE TO GEORGE KEOGH AND BARBARIS & SKRIPEK, ATTORNEYS, 33 RIVERVIEW DRIVE, WAYNE, NEW JERSEY; FOR DEFENDING DETECTIVE KEOGH, NEWARK POLICE DEPARTMENT, IN A CIVIL ACTION IN UNITED STATES DISTRICT COURT INSTITUTED BY BRIAN TAYLOR AGAINST GEORGE KEOGH AND OTHER SEEKING COMPENSATORY AND PUNITIVE DAMAGES. (BARBARIS & SKRIPEK PRESENTED BILL IN AMOUNT OF \$12,151. TO CORPORATION COUNSEL AND FURTHER INSTITUTED SUIT IN SUPERIOR COURT, LAW DIVISION, AND AFTER NEGOTIATIONS AGREED TO ACCEPT THE SUM OF \$6,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO SELL AT PUBLIC AUCTION, DECEMBER 2, 1976, 10:30 A. M., COUNCIL CHAMBER, PARCELS OF REAL PROPERTY SUBJECT TO SAID TAX OR MUNICIPAL LIENS IN MANNER PRESCRIBED BY AND PURSUANT TO N.J.S.A. 54:5-19 TO 54:5-111, ET SEQ; AUTHORIZING ACTING TAX COLLECTOR TO ADJOURN SAID SALE, PURSUANT TO N.J.S.A. 54:5-28.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING TAX ASSESSOR TO SUBMIT TO ESSEX COUNTY BOARD OF TAXATION, ATTACHED PETITION, REQUESTING SUSPENSION OF THE REASSESSMENT ON PROPERTIES INCLUDED IN SAID PETITION FOR TAX YEAR 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Assistant Corporation Counsels Perillo and Simon met with the Council September 14, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Martinez stated this resolution covers a matter which is complex and critical and affects the future growth and development of the City. He noted this concerns arbitrary discriminatory ill timed reassessment of approximately 300 parcels of land affecting more than 100 firms in the East Ward.

Councilman Martinez dwelt at length on this matter pointing out there was discrimination unjustified and inconsistent with the Council's policy towards revaluation. He noted many of these companies affected are not prepared to absorb increased expenditures and felt if this reassessment is not rescinded there will be adverse and far reaching consequences.

Councilman Martinez referred to communication received from Finance Director Dennis Sullivan dated September 14, 1976 which dealt with 1976 revenue collection experience in which Director Sullivan concluded "the implementation of the Assessor's Petition does not appear to generate a financial problem for the City treasury."

Councilman Martinez further pointed out the inconsistency between the revaluation moratorium and this selective reassessment and noted the reassessment was handled without prior knowledge, no warning, no explanation. He urged the Members of the Council to consider the ramifications of this situation very carefully for its effect on the future of the City.

Councilman James said the question has arisen that the land around the airport is more valuable and because of that assessments should be raised bringing increased ratables to the City. He felt what Councilman Martinez is saying would benefit the rich people who own land in the airport and will "rob the poor." Councilman James stated he could not vote for that. He noted the Council has approved the sewer tax, a parking tax, a payroll tax, an increase in the water rates all of which are being absorbed by the poor taxpayers of the City. He felt this action would in effect increase the tax burden of the average citizen. He felt this is clearly opening a "Pandora's box," not in the interest of the homeowners of the City.

Councilman Carrino stated he felt a spot assessment is illegal. He could not see in clear conscience how he could continue to fight revaluation and then permit

the City to reassess in one area. He felt this type of reassessment could be instituted in any other section of the City. If the City will be required to return \$1.7 million, he is aware that figure represents 17 tax points. If the City goes to court and loses the case and the court decides the whole City has to be reassessed the loss in taxes for the City is incalculable. Councilman Carrino concluded he is concerned as to what his vote would have to be on this matter, but since he has voted against revaluation 13 times he could not see himself voting for revaluation for one section in this City.

Councilman Allen said his colleagues have been talking on this matter at great length and he could not understand this lengthy discussion. He felt the Council should take immediate action either for or against this resolution.

Councilman Tucker noted this is an issue which is very complicated and which should be seriously considered by the Council. He noted this situation occurred when the County Tax Board requested the Tax Assessor to reassess particular areas and during that period the City was in the midst of a controversy with respect to revaluation. It must be remembered it was the County Tax Board which insisted the City of Newark revalue all real property. He noted the City is now negotiating with the State Legislature to resolve problems with payment in-lieu of taxes to increase more revenues.

Councilman Tucker dwelt at length with the question of revaluation as it affects the County Tax Board and felt that this may very well be a political situation. He noted the Chamber of Commerce's interest in this matter indicating the Chamber endorsed the Council's fight for revaluation and said the City will need the support of the Chamber when they deal with payment in-lieu of taxes legislation. It is important for the Council to realize the Chamber plays a major role in how we function as a Municipal Government since the members of the business community pay a minimum of 35 to 40% of all taxes collected within the City. He explained when Mr. David Rinsky of the Chamber met with the Council, the Chamber's position on this matter was that it was spot assessment and was a capricious act. Councilman Tucker felt implications involved in this matter are of major importance. He concluded the Council would not institute this action, but it has been thrust upon the Council to make a decision and the Members of the Council will have to vote the way they feel at this particular point and time.

Councilman James said he would like to place in the record the following statement "it is common knowledge that the Chamber of Commerce can help anyone in public office. The Chamber of Commerce can help through endorsement, it can help through

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giving money, it can help by giving moral support. They are powerful people. Nevertheless, the Councilman of the South Ward will never allow the Chamber of Commerce to threaten, intimidate or rubberstamp his vote. I represent the citizens of the South Ward and the homeowners and tenants who reside in the City and P.S. you can send a copy of that to Mr. Dave Rinsky."

Councilman Martinez noted the Mayor was at the conference when this matter was discussed in depth and the Mayor indicated that in no way or time would the homeowner be affected because the City will be in receipt of \$3.5 million in revenue sharing funds which would cover the \$1.7 million. Councilman Martinez indicated he would not vote for this if the homeowner would suffer financially.

President Harris indicated he was not present at the conference when this particular matter was discussed in depth but he questioned the optimism raised by the Director of Finance as to what the total amount of revenue to be collected will be in the City of Newark. He noted he has heard that people who own and operate parking lots in the City are not paying taxes when they are collecting them, there are businesses operating in the City on City property who pay no rent or taxes and when he hears these things he is disturbed about the optimism in connection with revenue collection.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Martinez, Tucker, Villani.

No: Councilmen Bottone, James, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACTS FOR PROVISION OF REQUIRED SERVICES PURSUANT TO NEWARK'S MULTIPHASIC DRUG TREATMENT PROGRAM WITH HOUSE OF INSIGHT-\$128,456.25, MT. CARMEL GUILD-\$29,006.25, SOUL-O-HOUSE-\$87,018.75, NEW WELL-\$45,581.25, INTEGRITY-RESIDENTIAL-\$97,500., INTEGRITY-OUTPATIENT-\$33,150., C.U.R.A.-RESIDENTIAL-\$60,937.50, C.U.R.A.-OUTPATIENT-\$41,437.50; TOTALLING \$523,087.50, ESTIMATED OPERATING BUDGETS FOR PERIOD SEPTEMBER 25, 1976 TO JUNE 24, 1977. (N.J. STATE DEPARTMENT OF HEALTH-62%; CITY OF NEWARK (IN-KIND AND HCDA II)-38%) (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution with the explicit understanding that the Integrity-Outpatient Program will be relocated within ninety days to 15 Lincoln Park, was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION RATIFYING CONTRACT ENTERED INTO BETWEEN DEPARTMENT OF HEALTH AND WELFARE AND UNITED COMMUNITY CORPORATION-GOLDEN AGE PROJECT, FOR SUM OF \$42,207., TO HELP DEFRAY ITS ADMINISTRATIVE COSTS DURING PERIOD FEBRUARY 1, 1976 TO JANUARY 31, 1977 AS SAID PROJECT CONTINUES TO MANAGE AND OPERATE EIGHT (8) SENIOR CITIZENS' CENTERS AND DEVELOPS AND SUBSEQUENTLY OPERATES AND MANAGES THREE ADDITIONAL SENIOR CITIZENS' CENTERS DURING AFORESAID TIME PERIOD. (MAXIMUM AMOUNT \$42,207. TO BE DERIVED FROM FUNDS ALLOCATED TO OFFICE OF ELDERLY AFFAIRS BY H.U.D. UNDER H.C.D.A., YEAR I) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION) (7-R-bz, May 19, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled May 19, 1976)

(For action on this matter, see Pages 1 to 4 in the minutes of this meeting)

7-R-bf. A motion to remove from the Table and place on the October 6, 1976 Calendar of the Municipal Council, "RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH CHARLES MATTHEWS, 360 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, TO SERVE AS AN EQUAL EMPLOYMENT OPPORTUNITY CONSULTANT TO THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR COMPENSATION AT A RATE OF \$75. PER DAY FOR SUM NOT TO EXCEED \$7,500.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a): AUTHORIZING ADVERTISING OF RESOLUTION)" (7-R-cd, tabled August 4, 1976), was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani.

No: Councilman Carrino, President Harris.

7-R-bg. RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY COMMENDING THE NEWARK HUMAN RIGHTS COMMISSION FOR ITS DESIGNATION BY THE FEDERAL GOVERNMENT AS ONE OF THE MORE DYNAMIC CIVIL RIGHTS AGENCIES IN THE COUNTRY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker.

Councilman Tucker stated this Council has been critical of municipal departments depending upon actual functions and to a great degree what they believe to be lack of services. He thinks it behooves not only the Members of this Council but also

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the residents of the City of Newark to join in with the Newark Human Rights Commission on their citation as being a delivery of services unit, which is complimentary and which needs to be highlighted by all citizens. Councilman Tucker said he feels proud to second the motion made in this regard by way of acknowledging the work of the Newark Human Rights Commission.

Councilman James stated he supports the concept of this resolution praising the Newark Human Rights Commission. The only problem, as he has indicated for the record before, they have been requested to praise the Rent Control Board and he indicated, at that time, he did not feel they should begin to single out various boards for praise. They are opening a Pandora's box. The Council had a request to praise the Taxicab Division and the Director. He added the legislative branch of government will set a bad precedent when it begins to praise individual departments, not based on a report, not based on some evaluation, but because a few people get together and say to praise them. Councilman James pointed out there are some Commissioners in the audience who are very dedicated people. He does not think it is a Council function to praise various administrative groups, and that they are treading on dangerous ground. Councilman James queried, "If we adopt the resolution to praise the Newark Human Rights Commission tonight, whom do we praise at the next meeting? Where do we stop?"

Councilman Allen said the Council did not adopt any resolution praising the Taxicab Commission. The Newark Human Rights Commission has done a wonderful job. He will vote for this resolution.

Councilman Carrino agreed with Councilman James they would be opening a Pandora's box. However, this particular resolution is before the Council and to single out this agency, not the Police Department but the Human Rights Commission. He cited when a young fellow was killed on Broadway, the only people around were the police and the Newark Human Rights Commission. The end result turned out it was a murder and nothing else turned up. Councilman Carrino said he spoke to the the Newark Human Rights Commission concerning the problem of playing musical instruments in the area. He will break his rule tonight and vote in the affirmative on this resolution.

Councilwoman Villani felt this is the most sensitive Commission in the City of Newark, dealing with all people in the City. She heard the Director of the Newark Human Rights Commission speak on national television and realized the job they are trying to do and the image they are giving to the City of Newark. Councilwoman Villani said she wholeheartedly supports this resolution.

Councilman Giuliano felt this Commission has done a good job. He will vote in the affirmative on this resolution.

Councilman Bottone concurred with Councilman James. We are all hired to do a job the best we can, we are being paid and supposed to do a good job. Councilman Bottone felt this Commission has done a tremendous job. He said he will vote for this resolution.

Councilman Tucker said he finds no problem applauding one day and raising questions the next day. He maintained it is important they acknowledge what people do. At least they are aware of what people are doing, rewarding them or penalizing them.

President Harris felt rather than single out this Commission, they congratulate the Newark Human Rights Commission for its designation by the Federal Government as one of the more dynamic Civil Rights Agencies in the country. However, he is not going to vote to single out any agency.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani.

No: Councilman James, President Harris.

7-R-bh.

EMERGENCY RESOLUTION APPROPRIATING \$20,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF STREETS AND SIDEWALKS, MATERIALS AND SUPPLIES, NON-VEHICULAR MAINTENANCE SUPPLIES, TO PROVIDE FUNDS FOR PURCHASE OF COLD PATCH AND HOT ASPHALT TO FILL APPROXIMATELY 3,000 POTHOLES THAT NEED REFILLING AS RESULT OF BAD WEATHER AND SALT ON ICY ROADWAYS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION DESIGNATING MELVIN HANTMAN AS MUNICIPAL COUNCIL REPRESENTATIVE TO THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-c ADOPTED JUNE 6, 1974 GRANTING TAX ABATEMENT FOR CONSTRUCTION BY CENTRAL WARD MODULAR HOUSES, INC., A NON-PROFIT HOUSING CORPORATION OF THE STATE OF NEW JERSEY, OF A PROJECT AT AVON AVENUE AND SOMERSET STREET IN THE CITY OF NEWARK, PURSUANT TO N.J.S.A. 55:16-1 ET SEQ., TO GRANT ADDITIONAL TIME TO APRIL 1, 1977 FOR CONSTRUCTION OF PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

EMERGENCY RESOLUTION APPROPRIATING \$12,200., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, SALARIES AND WAGES, TO PROVIDE EMERGENCY SERVICES ON THE WEEKEND TO HANDLE FAULTY SEWER DRAINAGE PROBLEMS; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION AMENDING RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION TO OPERATE A CONSTRUCTION AND TRADES TRAINING PROGRAM FOR 120 TRAINEES FOR SUM NOT TO EXCEED \$24,270., SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1976, TITLE I, (RESOLUTION 7-R-cc, JUNE 2, 1976) TO RATIFY EXTENSION OF CONTRACT FROM JULY 1, 1976 TO SEPTEMBER 15, 1976 AND TO AUTHORIZE EXTENSION FROM SEPTEMBER 16, 1976 TO SEPTEMBER 30, 1976 AND INCREASE AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$97,080.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker declared every time this Council has dealt with New Hope contracts, Administration consistently keeps on sending these matters as late starters. He asked Employment and Training Director Wheeler why these matters are always submitted as late starters.

Employment and Training Director Wheeler replied it is an unfortunate development of circumstances. New Hope has had problems with its training structure, goals and objectives. In each individual case, his office worked with them to get it in a framework agreeable to the Department of Labor and in the course of doing that there

have been delays. It is peculiar to that particular contract. It is not the normal operation of the Mayor's Office of Employment and Training. The reasons for delay deal with the peculiarities of the services rendered by that group. They attempt to avoid duplications that relate to other agencies providing services and in the course of making sure that there is never any question about the contract, they have had to be involved in definitive negotiations and the rewriting of some aspects of the contract.

Councilman Tucker said he has no problem understanding the fact that they may have to interact on renegotiations with New Hope or that the Labor Department may raise some particular questions with New Hope or with any of the other programs. If that is the case, then he believes from here on out they become knowledgeable of what they are dealing with, and subsequently there should be some operation within the department which would interact with it earlier so that the Council does not get late starters on the Calendar dealing with New Hope. Councilman Tucker contended there should not be a question as to why New Hope consistently comes up as a late starter and it may be worthwhile to start earlier.

Employment and Training Director Wheeler responded no one in Administration is more sensitive to the process of late starters than he is and the question how it gets resolved does not fall within the responsibility of his office, but in the interaction and having the subcontractor understand that there are things it can do and cannot do.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR GRANT AWARD OF \$250,000. PER YEAR OVER TWO (2) YEARS UNDER THE COMMUNITY DEVELOPMENT PROGRAM WITH DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, COMMERCE AND LABOR TO PARTICIPATE IN NATIONAL COMPETITION AMONG THIRTY-ONE CITIES TO GENERATE PRIVATE JOB OPPORTUNITIES AS PART OF AN OVERALL COORDINATED COMMUNITY ECONOMIC DEVELOPMENT EFFORT. (NO LOCAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

September 15, 1976

7-R-bn.

RESOLUTION AUTHORIZING MAYOR OF THE CITY OF NEWARK TO ENTER INTO AN AGREEMENT WITH THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY WHEREIN PORT AUTHORITY WILL REIMBURSE CITY OF NEWARK FOR ALL COSTS INCURRED BY CITY IN EMPLOYMENT BY CITY OF NEWARK OF TAXI STARTERS AT TERMINAL B OF NEWARK INTERNATIONAL AIRPORT, FOR PERIOD OF 6 MONTHS, FOR AMOUNT NOT TO EXCEED \$45,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk called attention to a letter from the Port Authority of New York and New Jersey to the Corporation Counsel requesting the Corporation Counsel's Office to assure that the \$45,000. is included as an insertion in the budget because the City will have to begin paying the Taxi Starters and will have to have an appropriation to support it. He related he discussed this matter with the Corporation Counsel. The budget insertion has not been received. Steps must be taken to provide for appointment of Taxi Starters. They may have to get Civil Service permission to hire Taxi Starters before the program is started because they would be considered City employees.

President Harris asked Assistant Corporation Counsel Simon if the Council can act on this resolution legally.

Assistant Corporation Counsel Simon replied a budget insertion is needed, as indicated by the City Clerk.

The City Clerk suggested the Council adopt this resolution on condition that no money can be utilized for this purpose until a budget insertion has been approved by the Director of Local Government Services.

A motion to adopt the resolution on condition that no money can be utilized for this purpose until a budget insertion has been approved by the Director of Local Government Services, was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF MRS. NEVADA DENNIS, GRANDMOTHER OF ELTON E. HILL, ASSISTANT BUSINESS ADMINISTRATOR; FURTHER DIRECTING THAT A COPY OF THIS MOTION SUITABLY INSCRIBED BE FORWARDED TO HER BEREAVED FAMILY, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION COMMENDING WCBS-TV FOR THEIR TIMELY EDITORIAL OF SEPTEMBER 8, 1976,

RECOGNIZING THE NEED FOR THE CITY OF NEWARK TO RECEIVE IN-LIEU TAX PAYMENTS FROM THE STATE OF NEW JERSEY, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED AUGUST 26, 1976, NOMINATING MR. MILLARD TERRELL FOR REAPPOINTMENT TO SERVE AS COMMISSIONER FOR THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR A FIVE YEAR TERM.

(Copy of communication submitted to each Member of the Council)

(Mr. Terrell met with the Council September 14, 1976)

A motion to confirm the nomination of Mr. Millard Terrell for reappointment to serve as Commissioner for the Newark Redevelopment and Housing Authority, for a five year term, was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED AUGUST 26, 1976, NOMINATING MS. CAROLYN PERRY TO SERVE AS COMMISSIONER FOR THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR A FIVE YEAR TERM.

(Copy of communication submitted to each Member of the Council)

(Ms. Carolyn Perry met with the Council September 14, 1976)

A motion to confirm the nomination of Ms. Carolyn Perry to serve as Commissioner for the Newark Redevelopment and Housing Authority, for a five year term, was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

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8-c.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED AUGUST 30, 1976, NOMINATING MR. ALLEN BOYER, 25 INGRAHAM PLACE, NEWARK, NEW JERSEY, AS A MEMBER OF THE TAXICAB COMMISSION, FOR A TERM EXPIRING DECEMBER 3, 1976.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on this matter was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Deleting Exiting North from Presbyterian Hospital Lot (Vacated South Tenth Street) on Gould Avenue to West on Gould Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 6, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ENTER INTO A LEASE WITH THE NEWARK SYMPHONY HALL, INC. FOR THE RENTAL OF THE SYMPHONY HALL AT 1020 BROAD STREET FOR THE SUM OF \$1.00 PER ANNUM."

(Term of lease shall be for period of three years commencing September 15, 1976 and ending September 14, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council September 14, 1976)

Councilman Tucker pointed out there are nine Members on this Board of Trustees and only two are Newark residents. He opined the Council should not accept the actions of the Corporation Counsel as being indicative of something beneficial. Councilman Tucker asserted he was not elected to support a Board of Trustees totally irrelevant in relation to what is happening in the City of Newark.

President Harris agreed with Councilman Tucker that more Newark residents should serve on this Board of Trustees. He added he is not impressed with how the facility is rented.

(For action on this matter, see Item 6-F-x on Page 24 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 4, 1976,
ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 5, CHAPTER 4, OF THE REVISED ORDINANCES OF
THE CITY OF NEWARK, NEW JERSEY."

(Increasing license fee for pool or billiard parlor with not more than 4
tables \$100.; each additional table over 4, \$50.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-w on Page , in the minutes of this
meeting)

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED AUGUST 23, 1976,
ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION,
OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND
SUPPLEMENTED. (TO CREATE WITHIN THE DEPARTMENT OF ADMINISTRATION A DIVISION OF CONSUMER
AFFAIRS)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 6,
1976 Calendar of the Municipal Council for first reading was made by Councilman
Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

9-c. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976, EN-
CLOSING PROPOSED "ORDINANCE AUTHORIZING THE PAYMENT OF ADDITIONAL COMPENSATION TO THE
POLICE DEPARTMENT STATISTICIAN (1) IN ORDER TO MAINTAIN THE PRESENT SALARY LEVEL OF THAT
POSITION." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker,
seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

September 15, 1976

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from August 25, 1976 to September 7, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Society of Holy Rosary of St. Francis Xavier Church | 6868 (Amended) |
| St. Francis Xavier Parent School Guild | 6914 (Amended) |
| Mt. Carmel Guild - Special Education for Blind | 6955 |
| PFC Henry Guglielmo Chapter 57-DAV | 6992 (Amended) |
| St. Francis Xavier Roman Catholic Church | 7078 (Amended) |
| St. Mary's Church of the Immaculate Conception | 7091 (Amended) |
| Carnevale-Spitz Chapter #3-DAV Auxiliary | 7102 (Amended) |
| Polish Falcons of America-Nest 104 | 7217 |
| Mt. Carmel Guild-Special Education for Blind | 7218 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Clear View Baptist Church | 7171 (Amended) |
| St. Michael's Rosary Society | 7219 |
| St. Michael's Rosary Society | 7220 |
| St. Stanislaus Church | 7221 |
| St. Francis Xavier Parent School Guild | 7222 |
| Green Pastures Baptist Church | 7223 |

A motion to concur in the report was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

September 15, 1976 .

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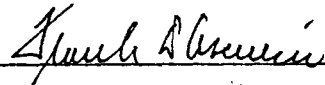
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:10 A. M., Thursday, September 16, 1976.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, September 23, 1976

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall; Newark, New Jersey at 12:35 P. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Anthony J. Giuliano Temporary President was made by Councilman Bottone, seconded by Councilman Villani.

There were no further nominations.

The motion to elect Councilman Anthony J. Giuliano Temporary President was adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

Temporary President Giuliano called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

Temporary President Giuliano stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 21, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read copy of letter dated September 20, 1976, 4:03 P. M. addressed to Council President Earl Harris from Mayor Kenneth A. Gibson requesting that a special meeting of the Municipal Council be convened on Thursday, September 23, 1976 at 11:00 A. M. The purpose of this meeting will be to consider resolutions authorizing the Mayor and the Director of Employment and Training to enter into various contracts for employment and training activities during federal fiscal year 1977, which starts on October 1, 1976. Authorizations of these contracts is needed before October 1, 1976 in order to assure programmatic continuity and Resolution referring to "Tactical Anti-

September 23, 1976

September 23, 1976

Crime Project" deferred September 15, 1976 (7-R-w)

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK MANPOWER SKILLS TRAINING CENTER, TO PROVIDE VOCATIONAL EDUCATION SERVICES FOR SUM NOT TO EXCEED \$202,597.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-b.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH DRAKE COLLEGE OF BUSINESS, TO PROVIDE CLERICAL TRAINING SERVICES FOR SUM NOT TO EXCEED \$40,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-c.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICES, TO PROVIDE EMPLOYABILITY SERVICES FOR SUM NOT TO EXCEED \$450,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-d.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ESSEX COUNCIL, BOY SCOUTS OF AMERICA, TO PROVIDE A PARAPROFESSIONAL PROGRAM FOR SUM NOT TO EXCEED \$27,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Giuliano, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-e.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ESSEX COLLEGE OF BUSINESS, TO PROVIDE SECRETARIAL PRACTICE TRAINING FOR SUM NOT TO EXCEED \$70,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

7-R-f.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH AIRCO TECHNICAL INSTITUTE, TO PROVIDE WELDING TRAINING FOR SUM NOT TO EXCEED \$182,876.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

September 23, 1976

7-R-g.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH FOCUS, INC., TO PROVIDE BILINGUAL SECRETARIAL TRAINING FOR SUM NOT TO EXCEED \$22,069.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-h.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH EMANUEL SENIOR CITIZENS, INC., TO PROVIDE SENIOR CITIZENS DAY CARE SERVICES FOR SUM NOT TO EXCEED \$99,163.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-i.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., TO PROVIDE ASSESSMENT SERVICES FOR SUM NOT TO EXCEED \$120,000.; SOURCE OF FUNDS; COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-j.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC. TO PROVIDE EMPLOYABILITY SERVICES IN THE EAST WARD FOR SUM NOT TO EXCEED \$144,420.; SOURCE OF FUNDS - COMPREHENSIVE

SIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-k.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK SERVICES CORPORATION, TO PROVIDE WORK EXPERIENCE FOR AFDC AND EX-OFFENDERS FOR SUM NOT TO EXCEED \$250,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Giuliano, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, James, Villani, Temporary President Giuliano.
No: Councilman Carrino.
Not Voting: Councilman Martinez.

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-1.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MOUNT CARMEL GUILD, TO PROVIDE WORK EXPERIENCE PROGRAM FOR YOUTH FOR SUM NOT TO EXCEED \$598,695.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

September 23, 1976

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

/ 7-R-m.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION, TO PROVIDE WORK EXPERIENCE FOR OLDER
ADULTS FOR SUM NOT TO EXCEED \$696,072.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND
TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Villani and declared adopted by Temporary President Giuliano by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

/ 7-R-n.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH ST. ANN'S BILINGUAL LEARNING CENTER, TO PROVIDE AN ALTERNATIVE HIGH
SCHOOL FOR SUM NOT TO EXCEED \$193,820.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND
TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
Councilman Martinez and declared adopted by Temporary President Giuliano by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
President Harris.

/ 7-R-o.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH PUERTO RICAN VETERANS ASSOCIATION, TO PROVIDE VETERANS OUTREACH
SERVICES FOR SUM NOT TO EXCEED \$90,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND
TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Bottone and declared adopted by Temporary President Giuliano by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-p.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION, TO PROVIDE GENERAL SKILLS TRAINING FOR SUM NOT TO EXCEED \$114,664.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-q.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, TO PROVIDE PAINTERS' APPRENTICESHIP TRAINING FOR SUM NOT TO EXCEED \$124,297.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

7-R-r.

RESOLUTION AMENDING RESOLUTION 7-R-bb, AUGUST 4, 1976, APPROVING PARTICIPATION OF CITY OF NEWARK WITH STATE LAW ENFORCEMENT PLANNING AGENCY "TACTICAL ANTI-CRIME PROJECT", BY CORRECTING GRANT DOLLAR BASED ON RECOMMENDATION MADE BY NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (FEDERAL-\$350,000., STATE BUY-IN-\$19,439., LOCAL CASH-\$354,684., TOTALLING \$724,123., LOCAL CASH TO BE PROVIDED IN PART BY HCDA MONIES); DOES NOT REQUIRE THE EXPENDITURE OF ANY PUBLIC FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

ADJOURNMENT.12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani,
Temporary President Giuliano.

This meeting adjourned at 1:50 P. M.

APPROVED:

Frank D'Ascensio
City Clerk



Anthony J. Giuliano
Temporary President

Newark, New Jersey, October 1, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:30 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 29, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated September 28, 1976 from Acting Mayor William H. Walls, requesting a special meeting of the Newark Municipal Council be scheduled for Friday, October 1, 1976 at 1:00 P. M. to consider a resolution endorsing an application to the State Department of Education and the New Jersey Local Finance Board for the "qualification" of Newark School Bonds.

RESOLUTIONS.

7-R-a.

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DETERMINING TO ISSUE QUALIFIED SCHOOL BONDS PURSUANT TO N.J.S. 18A:24-85 ET SEQ. FOR THE CONSTRUCTION, RECONSTRUCTION, DEVELOPMENT, EXTENSION, IMPROVEMENT OR ACQUISITION OF PHYSICAL SCHOOL FACILITIES AND DIRECTING THAT AN APPLICATION TO QUALIFY SUCH BONDS BE FILED WITH THE COMMISSIONER OF EDUCATION AND THE STATE BOARD AND DIRECTING THAT THE APPROVING RESOLUTION OF THE STATE BOARD OF EDUCATION AND THE CERTIFICATIONS OF ENDORSEMENT ON THE ORDINANCES BY THE COMMISSIONER OF EDUCATION SUBMITTED AS PART OF THE APPLICATION BE SUBMITTED TO THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY, PURSUANT TO THE PROVISIONS OF SAID LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 1, 1976

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A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:35 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Earl Harris

Earl Harris
President

Newark, New Jersey, October 6, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Anthony G. Nardino, St. Francis Xavier Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

(Councilmen James and Tucker arrived 1:35 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 28, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law.

A motion to consider Resolution 7-R-ch at this time was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani;
President Harris.

7-R-ch. RESOLUTION COMMENDING THE POLICE SOFTBALL TEAM FOR MERITORIOUS SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

Councilman Giuliano read the resolution in full.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

October 6, 1976

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A motion to consider Resolution 7-R-bk at this time was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

(Councilmen James and Tucker arrived at 1:35 P. M.)

7-R-bk.

RESOLUTION DESIGNATING OCTOBER 6, 1976 AS SENIOR CITIZEN VOLUNTEER'S DAY.

(Copy of resolution submitted to each Member of the Council)

Councilwoman Villani read the resolution in full.

Ms. Kitty Taylor accepted the award on behalf of the Senior Citizen Volunteer's and thanked the Municipal Council for this great honor.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented EVALUATION REPORT OF ESSEX COUNTY CORRECTIONS CENTER, WOMEN'S SELF DEVELOPMENT PROGRAM, DATED JUNE 15, 1976, SUBMITTED BY EXECUTIVE DIRECTOR ZALKIND, OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and staff study be made for report to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF JULY, 1976, SUBMITTED BY EXECUTIVE DIRECTOR DENNIS G. CHEROT.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented EVALUATION REPORT OF SUPPORTED WORK ("PROJECT RESOURCE") FOR PERIOD JANUARY 1, 1975 TO FEBRUARY 29, 1976, DATED APRIL 22, 1976, SUBMITTED BY EXECUTIVE DIRECTOR ZALKIND, OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented 1975 ANNUAL REPORT OF NEWARK CENTRAL PLANNING.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS ONE, TWO, FOUR AND FIVE, FOR THE MONTHS OF DECEMBER, 1975, JANUARY THROUGH JULY, 1976.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS C/D/N, C/D/S AND R-121, FROM AUGUST 16, 1976 TO AUGUST 20, 1976; URBAN RENEWAL PROJECT C/D/H, FROM AUGUST 23, 1976 TO AUGUST 27, 1976; URBAN RENEWAL PROJECTS R-32 AND R-58, FROM AUGUST 30, 1976 TO SEPTEMBER 3, 1976 AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FOR PERIOD AUGUST 16, 1976 TO AUGUST 20, 1976, FROM AUGUST 23, 1976 TO AUGUST 27, 1976 AND FROM AUGUST 30, SEPTEMBER 3, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF INVESTMENT ACTIVITY, FOR THE MONTH OF AUGUST, 1976, SUBMITTED BY DIRECTOR OF FINANCE SULLIVAN, PURSUANT TO N.J.S.A. 40:5-7.2.

(Copy submitted to each Member of the Council)

October 6, 1976

The City Clerk read the following schedule of Investments for the month of August, 1976, submitted by Director of Finance Sullivan, pursuant to N.J.S.A. 40A:5-7.2

| | |
|--------------|---|
| \$6,000,000. | First National State Bank, safe keeping same, August 30, 1976 to September 7, 1976 at 5% |
| 5,000,000. | Treasury Notes 6 1/2's - Repurchase August 30, 1976 to September 7, 1976 |
| 1,000,000. | Federal Land Bank, 6, 40's - Repurchase August 30, 1976 to September 7, 1976 |

A motion that the Report of Investments be received was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF AUGUST, 1976.

A motion to approve the Report of Contracts Awarded was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH JUNE, 1976.

A motion that the Report be received and placed on file was made President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JULY 14, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, RE-CONVENED MEETING OF JULY 14, 1976 ON JULY 22, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-1.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD AUGUST 11, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-m.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD AUGUST 19, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTHS OF JULY AND AUGUST, 1976.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-o.

The City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR THE MONTH OF JULY, 1976.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-p.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD MAY 4, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-q.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, RE-CONVENED MEETING OF MAY 4, 1976 ON MAY 18, 1976.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

October 6, 1976

313 Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-r.

The City Clerk presented REPORT OF DIVISION OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF AUGUST, 1976.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-s.

The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT AND SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF AUGUST, 1976.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-t.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD AUGUST 11, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-u.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD AUGUST 11, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-v.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD AUGUST 11, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-w.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MAY 18, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-x.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MAY 18, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-y.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JULY 7, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-z.

The City Clerk presented COPY OF MINUTES OF MEETING OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JULY 7, 1976.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-ba.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK FOR THE MONTH OF AUGUST, 1976.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

October 6, 1976

4-bb.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES, NEWARK PUBLIC LIBRARY, HELD JULY 28, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bc.

The City Clerk presented REPORT OF EMERGENCY PURCHASE WHICH REQUIRED IMMEDIATE REPAIR AND DELIVERY OF A FIRE DEPARTMENT SNORKEL, GALLAGHER EQUIPMENT COMPANY, \$7,000.; PURSUANT TO N.J.S.A. 40A:11-6, SUBMITTED BY PURCHASING AGENT LUCARELLI.

(Copy submitted to each Member of the Council)

A motion that the Report of Emergency Purchase be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bd.

The City Clerk presented REPORT OF INVESTMENT, FOR PERIOD SEPTEMBER 3, 1976 THROUGH SEPTEMBER 23, 1976, SUBMITTED BY DIRECTOR OF FINANCE SULLIVAN.

(Copy submitted to each Member of the Council)

The City Clerk read the following Schedule of Investments for period September 3, 1976 through September 23, 1976, submitted by Director of Finance Sullivan, pursuant to N.J.S.A 40A:5-7.2.

INVESTMENT REPORT
9/3/76-9/23/76

| <u>FUND</u> | <u>TYPE</u> | <u>DATE</u> | <u>MATURITY</u> | <u>INVESTMENT RATE</u> | |
|--------------|-------------|-----------------|-----------------|----------------------------|-------------------------|
| Current | Repurchase | 9/7/76 | 9/13/76 | 5% | 5,000,000.00 |
| " | " | 9/10/76 | 9/13/76 | 5% | 1,000,000.00 |
| " | " | 9/13/76 | 9/20/76 | 5.15% | 2,000,000.00 |
| " | " | 9/13/76 | 9/15/76 | 5% | 6,000,000.00 |
| " | " | 9/15/76 | 9/20/76 | 5% | 2,000,000.00 |
| " | " | 9/20/76 | 9/22/76 | 5% | 1,800,000.00 |
| " | " | 9/20/76 | 9/22/76 | 5% | 500,000.00 |
| " | " | 9/20/76 | 9/27/76 | 5% | 4,800,000.00 |
| " | " | 9/22/76 | 9/29/76 | 5% | 1,000,000.00 |
| TOTAL | | | | | \$ 24,100,000.00 |
| Balance | 9/3/76 | 6,000,000.00 | | | |
| Invested | | 24,100,000.00 | | | |
| Redeemed | | 24,300,000.00 | | | |
| Balance | 9/23/76 | \$ 5,800,000.00 | | | |

October 6, 1976

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A motion that the Report of Investments be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-be.

The City Clerk presented AUDIT REPORT OF NEWARK DAY CARE COUNCIL, INC. FOR PERIOD JULY 1, 1974 TO JUNE 30, 1975, SUBMITTED BY M. D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bf.

The City Clerk presented AUDIT REPORT OF URBAN LEAGUE OF ESSEX COUNTY-SUB-CONTRACTOR, FOR PERIOD NOVEMBER 11, 1974 THROUGH JUNE 30, 1975, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bg.

The City Clerk presented AUDIT REPORT OF NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICE, FOR PERIOD JULY 1, 1974 TO JUNE 30, 1975, SUBMITTED BY M. D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bh.

The City Clerk presented AUDIT REPORT OF AIRCO TECHNICAL INSTITUTE, FOR PERIOD AUGUST 7, 1974 TO MAY 2, 1975, SUBMITTED BY M.D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

October 6, 1976

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bi.

The City Clerk presented AUDIT REPORT OF WORLDWIDE EDUCATIONAL SERVICES, FOR PERIOD JULY 1, 1974 TO JUNE 30, 1975, CONTRACT NUMBER CM 1011, SUBMITTED BY M. D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bj.

The City Clerk presented AUDIT REPORT OF WORLDWIDE EDUCATIONAL SERVICES, FOR PERIOD JULY 1, 1974 TO JUNE 30, 1975, CONTRACT NUMBER CM 1008, SUBMITTED BY M. D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bk.

The City Clerk presented AUDIT REPORT OF NEWARK MANPOWER SKILLS CENTER, FOR PERIOD JULY 1, 1974 TO JUNE 30, 1975, SUBMITTED BY M.D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bl.

The City Clerk presented AUDIT REPORT OF MOUNT CARMEL GUILD, FOR PERIOD OCTOBER 1, 1974 TO JUNE 30, 1975, SUBMITTED BY M.D. OPPENHEIM & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

October 6, 1976

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bm.

The City Clerk presented AUDIT REPORT OF NORTH JERSEY COMMUNITY UNION, FOR PERIOD JULY 1, 1974 TO JUNE 30, 1975, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-bn.

The City Clerk presented AUDIT REPORT FOR PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR YEAR ENDED DECEMBER 31, 1975, SUBMITTED BY KATZ, BIBER & LAWRENCE, CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Audit Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 1-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 330 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

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(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. CHARLES DE FRANZA, 300 NUTLEY AVENUE, NUTLEY, NEW JERSEY, the applicant, appeared before the Municipal Council.

Councilman Carrino pointed out in light of the fact that this variance was conditioned upon the fact that Mr. DeFranza purchase the lot at 336-338 Broadway, which he has done, the Zoning Board notified us that even though this application does not have to appear before us, he will move in the affirmative on this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 334 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Carrino pointed out in light of the fact that this variance was conditioned upon the fact that Mr. DeFranza purchase the lot at 336-338 Broadway, which he has done, the Zoning Board notified us that even though this application does not have to appear before us, he will move in the affirmative on this application.

A motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-A-3.

The City Clerk read APPLICATION OF CHARLES DE FRANZA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING WITH NO ON-SITE PARKING; ON PREMISES 334 BROADWAY; ON CONDITION THAT 1) THE TITLE TO LOT AT 336-338 BROADWAY BE TAKEN BY THE APPLICANT FROM THE CITY OF NEWARK BY AUGUST 1, 1976 AND LOT BE USED SOLELY FOR THE USE OF TENANTS AT 330, 332 AND 334 BROADWAY.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

(Applicant consents to extension beyond sixty day period)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Carrino pointed out in light of the fact this variance was conditioned upon the fact that Mr. DeFranza purchase the lot at 336-338 Broadway, which he has done, the Zoning Board notified us that even though this application does not have to appear before us, he will move in the affirmative on this application.

A motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-4.

The City Clerk read APPLICATION OF INTEGRITY, INC. (MILLER WAREHOUSE & TRANSP. CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A DRUG REHABILITATION CENTER; ON PREMISES 169 FRELINGHUYSEN AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF ONE YEAR FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

A motion to close the hearing and reject this application was made by Councilman Martinez, seconded by Councilman Giuliano.

Councilman Martinez stated he is moving to reject this variance for the following reasons: 1) The applicant established the use in violation of the zoning ordinance; 2) The hardship was self created. Now the applicant is asking the City to alleviate the hardship by the granting of a variance, which, if granted, may tend to discourage the establishment of legitimate and permitted uses in the area, including businesses and 3) Use would not be compatible to the neighborhood, therefore, approval of this variance would be detrimental to the public health, welfare and safety

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of the immediate area and adversely affect the intent and purposes of the zoning ordinance.

The motion to close the hearing and reject the application was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-5. The City Clerk read APPLICATION OF ROBERT L. MOLINARO, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT PRIVATE PARKING LOT FOR AUTOMOBILE BODY AND FENDER REPAIR SHOP LOCATED AT 628-632 EIGHTEENTH AVENUE; ON PREMISES 626 EIGHTEENTH AVENUE; ON CONDITION THAT 1) NO REPAIRED CARS OR CARS AWAITING REPAIRS ARE PARKED ON THE STREET OR SIDEWALK; 2) NO CARS ARE REPAIRED ON THE STREET OR SIDEWALK; 3) NO PARKING SPACES ARE RENTED ON THE LOT; 4) THERE IS NO STORAGE OF AUTO PARTS ON THE LOT OR OUTSIDE OF THE BUILDING; 5) THE FENCE IN FRONT OF LOT IS TO BE BLINDED; 6) SUCH USE IS LIMITED TO THE PERIOD ENDING THREE YEARS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 4-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MS. ANDREA SPEED, 622 EIGHTEENTH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating that she was not objecting to this application but requested that a fence be installed around this property.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6. The City Clerk read APPLICATION OF DAVID ELVAS (DOMINIC SANTAMARIA, OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT 1-STORY REAR ADDITION TO RESTAURANT WITH NO REAR YARD; ON PREMISES 61 FERRY STREET.

(Vote of Board of Adjustment 3-2)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7.

The City Clerk read APPLICATION OF JESSE J. BETTS, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP; ON PREMISES 175 BERGEN STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8.

The City Clerk read APPLICATION OF FRANZBLAU, FALKIN & DI MARZIO, P.A. (227 MARKET ST., CORP., OWNER UNDER CONTRACT); TO PERMIT IN A 4TH BUSINESS DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 227 MARKET STREET; ON CONDITION THAT 1) WITHIN 60 DAYS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL STEEL BUMPER GUARDS ARE INSTALLED ALONG MARKET STREET AND ESSEX COURT EXCEPT AT CURB CUTS.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. GARY FALKIN, 227 MARKET STREET, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-9.

The City Clerk read APPLICATION OF JAMES MOORE, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP; ON PREMISES 171-173 FIRST AVENUE.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JAMES MOORE, 171-173 FIRST STREET, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council.

Councilman Carrino remarked he has read the transcript and is very familiar with this area since his office is across the street. He questioned the applicant whether he lived on that property and Mr. Moore replied in the affirmative. Councilman Carrino stated his only concern was that the people in the neighborhood were afraid that some of the repairs would be done in the street and questioned the applicant if he stated for the record before the Board of Adjustment hearing that he would make all necessary repairs in the rear of the garage.

Mr. Moore replied in the affirmative.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-10. The City Clerk read APPLICATION OF M & S PARKING CORP. (ABRAHAM HOLDING CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT EXTENSION OF EXISTING PUBLIC PARKING LOT LOCATED AT 10-22 ORCHARD STREET; ON PREMISES 24-30 ORCHARD STREET.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. AARON NAROL, 11 COMMERCE STREET, NEWARK, NEW JERSEY, attorney for the applicant, appeared before the Municipal Council.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-11. The City Clerk read APPLICATION OF JOSE FERRO, OWNER; TO PERMIT IN A 1ST INDUSTRIAL DISTRICT 2-STORY REAR ADDITION TO 2-FAMILY DWELLING WITH NO ON-SITE PARKING ON PREMISES 85 ADAMS STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. ANTONIO VIEIRA, 83 ADAMS STREET, NEWARK, NEW JERSEY, addressed the Municipal Council urging them to reject this application because the addition that is planned will be too close to his property and questioned whether it will be an endangerment to him and if the plans call for a basement to be constructed.

President Harris requested Secretary of Board of Adjustment Rossi to approach the dais.

Board of Adjustment Secretary Rossi stated the plans call for a 2 story rear addition to an existing 2-family dwelling. The addition contains a crawl space of 8 feet high and will also have a two story rear addition and indicates there will be no basement.

MR. JOSEFF VIEIRA, brother of Antonio Vieira, addressed the Municipal Council indicating that there would be real danger if a basement is built because his brothers walls would crack and felt it was not right building right on the property line.

Board of Adjustment Secretary Rossi said the foundations will be built according to the building code, the foundation will be going down eight feet.

Councilman Martinez stated he was familiar with this situation and it is a serious problem but unfortunately, under the Building code, the way they exist it is a legal problem. Mr. Vieira's home was built about 100 year ago, like many other homes in the Ironbound, his home is on the line. The home we are speaking about, 85 Adams Street, is also built on the line so they are currently within two inches or so of each other now. They are both concrete, the applicant has requested an addition to continue on the line to put up additional rooms, whatever the case may be, of concrete. The objectors feeling is that they are building on the line with the extension and would take the sunlight away from his yard. For this Council to reject this application, we have no legal reason for rejection or denial. He sympathizes with Mr. Vieira and he can understand his problem because his home is within 6 inches from his next door neighbor and he cannot make repairs on one side of his house. However, we have no legal grounds whatsoever to deny this application and suggested that if this application is approved that he turn to the Courts of the City of Newark, the County or State and appeal this particular decision.

Councilman Giuliano questioned Mr. Rossi whether the specifications are within the requirements of the building code to which Mr. Rossi replied in the affirmative.

Mr. Vieira questioned who would be responsible if his walls are cracked.

President Harris assured the speaker that the City would not be responsible and any questions dealing in a legal area would have to be consulted with an attorney.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-A-12.

The City Clerk read APPLICATION OF BOOKER'S LIQUORS, INC., OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONSTRUCTION OF A 1-STORY BUILDING TO BE USED FOR LIQUOR STORE AND A LAUNDROMAT; ON PREMISES 102-106 AVON AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. ERNEST BOOKER, on behalf of the applicant, appeared before the Municipal Council.

Councilman Carrino questioned whether there is an existing license right now to go into that building.

Mr. Booker replied there is one in existence now.

Councilman Carrino further questioned whether it has been cleared with the Board of Alcoholic Beverage Control to go to this location if this application is granted.

Mr. Booker replied in the negative.

Councilman Carrino said that at this point you do not know if the Board of Alcoholic Beverage Control will allow this.

Mr. Booker replied that he was told the application for variance had to come before the Municipal Council first.

No one else appearing, a motion to continue the hearing and defer action on this application was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-13.

The City Clerk read APPLICATION OF DENNIS GRAZIANI (HORST KASPER, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE SALES LOT; ON PREMISES 124-130 POINIER STREET.

(Vote of Board of Adjustment 5-0)

(Previous application approved December 18, 1963)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-14.

The City Clerk read APPLICATION OF JOHN AND RUTH BROOKINS, OWNER; TO PERMIT

IN A 2ND BUSINESS DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP; ON PREMISES 252-258 FOURTEENTH AVENUE; ON CONDITION THAT 1) THE PROPERTY IS CLEANED UP AND KEPT CLEAN; 2) WHEEL STOPS ARE PLACED ON THE WESTERLY PROPERTY LINE.

(Vote of Board of Adjustment 5-0)

(Previous application approved March 15, 1967)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JOHN BROOKINS, 314 SOUTH 14TH STREET, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CORTLAND PLACE AS A ONE-WAY STREET.

(Cortland Place, Southbound, from Ferry Street to Horatio Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976

6-F-b.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "IMPOUNDING VEHICLES ILLEGALLY PARKED" OF TITLE 23, CHAPTER 5, SECTION 23:5-11(b) OF THE REVISED

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ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH CEDAR LANE AND NORTH CEDAR LANE AS ONE-WAY STREETS.

(South Cedar Lane, Southbound, from Stephen Crane Plaza to its terminus
North Cedar Lane, Northbound, from Stephen Crane Plaza to North Magnolia

Lane)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING STECHER STREET AS A ONE-WAY STREET.

(Stecher Street, Southbound, from Lyons Avenue to its terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

The City Clerk requested that Ordinances 6-F-a, 6-F-c and 6-F-d, adopted on first reading by the Municipal Council be combined into one ordinance in order to save expenditure for advertising.

A motion to combine Ordinances 6-F-a, 6-F-c and 6-F-d into one ordinance was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(South on Broad Street to West on Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

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6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Exiting North from Presbyterian Hospital Lot (Vacated South Tenth Street) on Gould Avenue to West on Gould Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO CREATE WITHIN THE DEPARTMENT OF ADMINISTRATION A DIVISION OF CONSUMER AFFAIRS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

A motion to consider under Ordinances for First Reading "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-ba)

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AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF STARTER, DIVISION OF TAXICABS, AND TO ESTABLISH SALARY THEREFOR," was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Tucker stated that listed within the ordinance there will be no cost to the City of Newark with creation of this position.

City Clerk D'Ascensio stated the ordinance provides that the title will be automatically abolished if there are no further funds coming from the Port of New York Authority. The condition of the adoption of this ordinance is based upon the fact that it will not cost the City of Newark one penny. The Port of New York Authority will absorb the cost including the fringe benefits paid to the starters.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-ba) AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF STARTER, DIVISION OF TAXICABS, AND TO ESTABLISH SALARY THEREFOR.

(Starter \$8,320. - \$8,320.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

A motion to consider Item 8-m under Ordinances for First Reading was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE TO REGULATE, CONTROL AND STABILIZE RENTS AND CREATE A RENT CONTROL BOARD WITHIN THE CITY OF NEWARK.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 20, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 12 (MID-BLOCK CROSSWALKS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto Chapter 12, Mid-block crosswalks, as follows:

23:12-1 Mid-block crosswalks are hereby designated at the following locations:

On Alexander Street, 775 feet south of the southerly curblin
of South Orange Avenue.

On Colonade Place, 450 feet south of the southerly curblin
of 7th Avenue .

On Ruggiero Plaza, 390 feet south of the southerly curblin
of 7th Avenue.

Section 2. That the crosswalks shall be marked and signed in accordance with the respective sections of the Manual on Uniform Traffic Control Devices for Streets and Highways as adopted by the State of New Jersey.

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Section 3. This ordinance shall take effect upon approval by the Commissioner of Transportation as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 4(a), Title 8, Chapter 8 of the revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:8-4 License Fee; Expiration of License
(a) The fee for a junk shop license issued under this article shall be \$150.00.

Section 2. That Section 18(a), Title 8, Chapter 8 of the revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:8-18 License Fees; Expiration of License
(a) The fee for a junk dealer license issued under this article shall be as follows:

(1) Dealers using vehicles, per vehicle
.....\$75.00

(2) Dealers on foot
.....\$75.00

The fee shall be payable upon the presentation of the application and shall be returned less the sum of \$10.00, in the event such license is not granted.

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Section 3. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 7, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 3(a), Title 8, Chapter 7, of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:7-3 License Fee; Expiration Date of License

(a) The fee for a license issued to a hawker or peddler or any person operating any peddler's cart, motor vehicle or other vehicle under this article shall be \$100.00 per year.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 9, Title 8, Chapter 1 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:1-9 License Fees

The annual fee for the license required by this article shall be \$150.00 for a public auctioneer and a like amount for any establishment conducting a public auction business. The fee shall be payable upon the presentation of the application and shall be returned less the sum of \$10.00, in the event such license is not granted.

If the term for which such license is sought shall be less than one year, the fee shall nevertheless be \$150.00.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman

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Carrino and declared adopted by President Harris by the following votes;

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 3, Title 8, Chapter 11 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:11-3 Issuance of License; Fee; Term.

The Director is hereby authorized to issue licenses for the establishment of any public market. Such license may be issued upon the payment of a fee of \$150.00 per year and shall expire on the 31st day of December next after its issuance. The license fee less the sum of \$10.00 shall be returned to the applicant in the event such license is not granted.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 12, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6(a), Title 8, Chapter 12 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:12-6 License Fee; Exemptions.

(a) The fee for a restaurant license issued under this chapter shall be as follows:

| | |
|---|---------|
| Restaurant with seating capacity of up to and including 50 persons..... | \$35.00 |
| With seating capacity of more than 50 persons..... | \$75.00 |

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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367 President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 16, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6, Title 8, Chapter 16 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:16-6 License Fees; Term of License

(a) The annual fee for used clothing store license or any renewal thereof shall be \$75.00 except that no license fee shall be charged to eleemosynary institutions.

(b) The term of the license or renewal thereof shall be one year from the date of issuance.

(c) The license fee shall be payable upon the presentation of the application and shall be returned less the sum of \$10.00, in the event such license is not granted.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 5, Title 5, Chapter 1 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

5:1-5 License Fees: Term of License

The fee to be paid for an amusement parlor license issued under this chapter shall be \$400.00 per annum. The license shall be valid for the period of one year from the date of issuance unless sooner revoked or suspended.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6, Title 5, Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

5:2-6 License Fees; Term of License

The license fee for each coin operated amusement device shall be \$35.00 payable with the filing of the application.

The license fee so paid shall be returned less the sum of \$10.00 in the event such license is not granted.

The license shall expire on the 31st day of March next after its issuance.

Section 2. Any existing ordinances, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 12, CHAPTER 4, OF THE REVISED ORDINANCES OF THE
CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 71, Title 12, Chapter 4 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

12:4-71 License Fees

The license fee to be imposed under this article for each year shall be \$150.00 for each wagon, pushcart, automobile, bicycle or other vehicle or receptacle in which the products are carried of from which they are sold. For each salesperson, in addition to the above fees, there shall be a fee of \$10.00, except that a license for one salesperson shall be issued without charge with the license for each wagon, pushcart, automobile or other vehicle or receptacle, in which such products are carried or sold.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Giuliano.

President Harris: The yeses are eight and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public

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hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 14, OF THE REVISED ORDINANCES OF THE
CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6(a), Title 8, Chapter 14 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:14-6 License Fees; Exemptions

(a) The fees for a cigar store or shoe shine parlor

license issued under this chapter shall be as follows:

Shoe Shine Parlor.....\$25.00

Cigar Store where gross sales of cigars and tobacco
exceed \$2,500.00 per year.....\$10.00

Cigar Store where gross sales are \$2,500.00 per
year, or less.....\$ 5.00

The fee shall be payable upon presentation of the application and shall be returned to the applicant, less the sum of \$2.00, in the event the license is not granted.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 8, Title 8, Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

8:2-8 Term of License; License Fee

(a) All licenses issued under this Chapter shall be for a term of one year, commencing October 1 and expiring on the following September 30.

(b) The annual license fee for the operation of a parking lot shall be computed at the rate of three cents per square foot of the total area occupied by the parking lot. When an application is received for an installation made after the first of October in any year, the annual fee shall be for the pro rata part thereof for the unexpired period of the one year term, commencing on the first of the month in which the parking lot comes into operation.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Giuliano.

President Harris: The yeses are eight and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 6, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 7(a), Title 15, Chapter 6 of the revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

15:6-7 License Fee; Method of Computing
Number of Rooming Units

(a) The fee for a license under this chapter shall be determined as follows: \$50.00 per year for three rooming units or less, \$15.00 per year for each additional rooming unit; provided, however, that the maximum fee payable for any one license shall not exceed \$150.00.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO CANCEL THE AUTHORITY TO ISSUE \$6,995,000 OF WATER BONDS AND \$6,995,000 BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AUTHORIZED BY AN ORDINANCE ENTITLED "AN ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF THE WATER SUPPLY

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SYSTEM OF THE CITY OF NEWARK, BY THE CONSTRUCTION OF THE DUNKERS POND RESERVOIR, TO APPROPRIATE \$8,345,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (CAPITAL BUDGET PROJECT NO. 234-67)" ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY ON FEBRUARY 21, 1968.

WHEREAS, the Municipal Council has determined that the Dunkers Pond Reservoir Improvement, Capital Budget Project No. 234-67 authorized by Ordinance 6S and FK, adopted February 21, 1968, shall not be continued and that the authority to issue Water Bonds of the City in the amount of \$6,995,000 authorized and unissued under such ordinance be cancelled;

NOW THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Newark as follows:

Section 1. It is hereby determined and stated that the Dunkers Pond Reservoir Project No. 234-67, authorized by Ordinance 6S and FK adopted by said Municipal Council on February 21, 1968 shall be discontinued.

Section 2. The authority to issue Water Bonds of the City of Newark in the amount of \$6,995,000 pursuant to said Ordinance be and the same hereby is cancelled.

Section 3. The authority to issue Water Bond Anticipation Notes of the City of Newark in the amount of \$6,995,000 pursuant to said Ordinance be and the same hereby is cancelled.

Section 4. It is hereby determined and stated that a Supplemental Debt Statement prepared in the manner required by the Local Bond Law of New Jersey has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40A:2-43 of said Local Bond Law, is reduced by this Ordinance by \$6,995,000.

Section 5. This Ordinance shall take effect twenty days after the first publication thereof after final passage.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, indicated that this ordinance and 6-Ph, S & F-p increasing the bonding indebtedness for the City of Newark for the Water Department by various substantial amounts should be given substantial consideration because we are going to have to be paying for this for some odd years. He would like to make two suggestions to the Council 1) The City of East Orange, they just passed an ordinance last year, and sold bonds in December which had a fairly substantial effect on the following years tax rate because of the debt service coverage. If we get towards December we should stretch it into January so we won't have a bonding indebtedness of the first of the year so it will not have to be included in the budget.

Councilman Tucker informed Mr. Murnick that we are cancelling those bonds.

Mr. Murnick said that is the one you are cancelling the \$6,995,000 but increasing another one for authorizing \$8,345,000 as he understands it and the next one is \$7,413,660 and increasing it \$12,453,000. The other thing is we are paying Morgan Guaranty a substantial fee to aid us in selling bonds under the guarantee of the State. He suggested that this ordinance be amended to say that we do not sell the bonds unless we have the guarantee from the State which should save us at least a point or probably two points interest and on \$12 million over some 20 years is a substantial amount. If we pay this firm, \$35,000., and then we have to go out and sell bonds at 9% or 10% we haven't gained anything. The State passed a guarantee for cities like Jersey City and they are taking advantage of it and he does not think we should sell bonds unless we qualify that guarantee.

Councilman Tucker informed Mr. Murnick that we are cancelling the bond authorization, the other factor is the only bonds the City is reaching out for right now is guarantee bonds, in other words State subsidized bonds. We are not going to the bond market with any particular bonds as we did in the past unless we receive a guarantee from the State. He thinks what he is talking about before, dealing with the bond authorizations that the Council passed last week at a special session, that primarily dealt with sending an application to the State, there we were requesting the State stand behind our bonds and we hope to be in receipt of approval from the State so that we can go to the bond market. We are not going to the bond market unless we have a guarantee.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A BOND ORDINANCE TO AUTHORIZE AND REAUTHORIZE THE MAKING OF VARIOUS WATER IMPROVEMENTS AND THE ACQUISITION OF AUTOMOTIVE VEHICLES AND ADDITIONAL EQUIPMENT FOR THE WATER DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY, TO MAKE AN APPROPRIATION AND RE-APPROPRIATION OF \$421,450 TO PAY THE COST THEREOF, TO APPROPRIATE AND REAPPROPRIATE A DOWN PAYMENT AND TO AUTHORIZE AND REAUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS (1975 CAPITAL BUDGET PROJECTS) AND TO APPROPRIATE THE PROCEEDS OF \$215,000 OF WATER BONDS NOT NECESSARY FOR THE PURPOSE THEREOF TO CAPITAL BUDGET PROJECT NO. 3075 AUTHORIZED AND REAUTHORIZED HEREIN AND TO CANCEL THE AUTHORITY TO ISSUE WATER BOND AND WATER BOND ANTICIPATION NOTES OF THE CITY IN THE AMOUNT OF \$1,237,050.

WHEREAS, the Municipal Council of The City of Newark by Resolution No. 7R-d adopted February 19, 1975, has authorized the preparation of an ordinance appropriating the funds to finance the improvements hereinafter described and collectively referred to as the 1975 Capital Budget Projects, and

WHEREAS, said Municipal Council by Ordinance 6S and Fd, adopted April 16, 1975, authorized certain 1975 Capital Budget projects for the Water Utility of the City, appropriated \$1,443,900 therefor, authorized \$1,371,000 of bonds and notes and appropriated \$72,900 as a down payment to pay the cost thereof, and

WHEREAS, said Municipal Council now desires to cancel certain improvement authorizations and reappropriate the down payments therefor in the amount of \$72,900 to the same and to other Capital Projects authorized and reauthorized herein and decides that it is

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in the best interest of the City to appropriate \$215,000 of the proceeds of \$1,350,000 of Water Bonds not necessary for the purpose thereof to Capital Budget Project No. 3975 authorized and reauthorized herein and desires to reduce the gross debt of said City by cancelling \$1,237,050 of bonds and notes authorized by said Ordinance 6S & Fd, NOW THEREFORE,

BE IT ORDAINED by the Municipal Council of The City of Newark as follows:

Section 1. The Municipal Council of The City of Newark hereby determines and declares that \$215,000 of the proceeds of the sale of \$1,350,000 Water Bonds being \$1,100,000 dated July 1, 1969, and \$250,000 dated January 1, 1973 authorized by Ordinance No. 6S & Fk, adopted by said Municipal Council on February 21, 1968, are not necessary for the purpose thereof, being the construction of Dunkers Pond Reservoir, Capital Budget Project #234-67, and that it is in the best interest of the City to appropriate said sum of \$215,000 from the proceeds raised by the issuance of said bonds to Capital Budget Project No. 3075 - Acquisition and installation of remote Water Meter reading devices and appurtenances, Phase I, authorized by Ordinance 6s & Fd, adopted April 16, 1975 and reauthorized in Section 4A(2) herein, in accordance with N.J.S.40A:2-39.

Section 2. The making of the improvements and the acquisition of the properties described in Section 4 of this ordinance are hereby respectively authorized and reauthorized to be acquired and made by the City of Newark. There is hereby appropriated and reappropriated to the acquisition of said properties and the making of said improvements described in Section 3 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as appropriation for said respective purposes. Such appropriation and reappropriation shall be met from the proceeds of the sale of the bonds authorized and reauthorized the down payment appropriated and reappropriated by this ordinance and the appropriation of \$215,000 of Water Bond proceeds not necessary for the purpose for which same were issued and appropriated to Capital Budget Project No. 3075 herein.

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Section 3. The Municipal Council of the City of Newark has ascertained and hereby determines that (1) none of the purposes referred to in the schedule set forth in Section 4 of this ordinance is a current expense of said City, and (2) it is necessary to finance certain of said purposes by the issuance of obligations of said City pursuant to the Local Bond Law of New Jersey, and (3) each of said purposes shall be undertaken as a general improvement, no part of which shall be assessed against property specially benefited.

Section 4. The several purposes hereby authorized and reauthorized for the financing of which said obligations are to be issued, are set forth in the following "Schedule of Improvements, Purposes and Amounts", which schedule also shows (1) the estimated cost of each such purpose, and (2) the amount of each such sum which is to be provided by the down payment thereafter appropriated and re-appropriated to finance the respective purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the amount of Water Bond proceeds not necessary for the purpose for which same were issued and appropriated to Capital Budget Project No. 3075 herein.

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Improvement Projects - Water

- (1) (a) Capital Budget Project No. 2375
The replacement of chlorine piping
at Montchair Treatment Plant.
- (b) Capital Budget Project No. 2975
Reconstruction of various Laboratory
Buildings roofs at Pequannock Watershed.

Each of the above mentioned buildings are at least buildings of Class "B" construction as defined in N.J.S. 40A2-22.

| | |
|------------------------------------|-----------|
| Appropriation, Reappropriation and | |
| Estimated Cost | \$ 32,550 |
| Down Payment Appropriated and | |
| Reappropriated | 32,550 |
| Amount of Bonds and Notes | |
| (\$1,001,500 Cancelled) | -0- |
| Period of Usefulness | 15 years |

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS, Cont.(2) Capital Budget Project No. 3075

Acquisition and installation of
remote water meter reading devices
and appurtenances, Phase I

| | |
|---|-----------|
| Appropriation, Reappropriation and Estimated Cost | \$300,000 |
| Appropriation of proceeds of Water Bonds heretofore issued pursuant to Ordinance No. 6S and Fk adopted February 21, 1968 and not necessary for the purpose thereof and hereby appropriated to said improvement, a bondable purpose. | 215,000 |
| Down Payment Appropriated and Reappropriated (includes \$20,950 appropriated to said purpose from Purpose 1 hereinabove) | 35,950 |
| Amount of Bonds and Notes authorized and reauthorized (\$235,950 cancelled) | 49,050 |
| Period of Usefulness | 15 years |

B. Capital Vehicle Acquisition - WaterCapital Budget Project No. 3775

The acquisition of new automotive
vehicles together with the original
apparatus and equipment necessary and
suitable for their use consisting of
2 section truck
1 1/2 ton pick-up-truck
2 1/2 ton van truck

| | |
|--|-----------|
| Appropriation, Reappropriation and Estimated Cost | \$ 55,000 |
| Down Payment Appropriated and Reappropriated | 2,700 |
| Amount of Bonds and Notes authorized and reauthorized | 52,300 |
| Period of Usefulness | 5 years |

C. Capital Equipment Acquisition - WaterCapital Budget Project No. 4475

The acquisition of additional equipment
and machinery together with the appurte-
nances and work necessary for the use of
such equipment including
1 Fluorescence Spectrophotometer
1 Barnstead Autoclave
1 Glassware Washer
1 Spectrocorrection unit

| | |
|--|-----------|
| Appropriation, Reappropriation and Estimated Cost | \$ 33,900 |
| Down Payment Appropriated and Reappropriated | 1,700 |
| Amount of Bonds and Notes authorized and reauthorized | 32,200 |
| Period of Usefulness | 15 years |

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS, Cont.

| | |
|--|-----------|
| Aggregate amount of Appropriation and Reappropriation and Estimated Cost | \$421,450 |
| Aggregate amount of Down Payment Appropriated and Reappropriated | 72,900 |
| Aggregate amount of Bonds and Notes Authorized and Reauthorized (\$1,237,450 cancelled) | 133,550 |
| Aggregate amount of proceeds of Water Bonds heretofore issued and not necessary for the purpose thereof and appropriated to Capital Budget Project No. 3075 herein | 215,000 |

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$21,450 which it is estimated to be necessary to finance the cost of such purposes as permitted by N.J.S. 40A:2-20 including a reasonable proportion of the compensation and expenses of the engineering department of the City.

Section 6. The sum of \$72,900 appropriated by Ordinance 65 & Fd adopted as a down payment pursuant to the requirements of N.J.S. Section 40A:2-11 be and the same hereby is reappropriated as a down payment for the improvements authorized and reauthorized herein.

Section 7. To finance said purposes, bonds of said City of an aggregate principal amount not exceeding \$133,550 are hereby authorized and reauthorized to be issued pursuant to The Local Bond Law (Title 40A:2-1 et. seq. N.J.S.). Said bonds shall bear interest at a rate per annum as may be hereafter determined within all limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said City of an aggregate principal amount not exceeding \$133,550 are hereby authorized to be issued pursuant to said Local Bond Law in anticipation of the issuance of said bonds. In the

event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this Section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and Director of Finance and shall be countersigned by the City Comptroller and shall be under the seal of said City and attested by the City Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes is hereby delegated to the Director of Finance who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and stated that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amount of bonds or notes to be issued for said purposes, is a period of 11.083 years, computed from the date of said bonds.

Section 11. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said

City and that such statement so filed shows that the gross debt of said City, as defined in Section 40A:2-43 of said Law is reduced by this ordinance by \$1,237,450 and that the issuance of the bonds and notes authorized and reauthorized by this ordinance was and is permitted by an exception to the debt limitations prescribed by said Local Bond Law contained in sub-division (g) of Section 40A:2-7 of said Law.

Section 12. This ordinance shall constitute separate and independent authority for the making of the improvements authorized and reauthorized herein. The bonds herein authorized and reauthorized shall be in lieu of and not in addition to the bonds authorized by said Ordinance 6S & Fd, adopted April 16, 1975. Any notes issued pursuant to said Ordinance 6S & Fd shall be deemed to have been issued pursuant to this ordinance and any commitments, encumbrances or expenditures made pursuant to said Ordinance 6S & Fd shall be deemed to have been made pursuant to this ordinance. The authority to issue bonds and notes in the amount of \$1,237,450 pursuant to said Ordinance 6S & Fd be and the same hereby is cancelled.

Section 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F- p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO CANCEL THE AUTHORITY TO ISSUE \$7,413,660 OF BONDS AUTHORIZED BY AN ORDINANCE ENTITLED "AN ORDINANCE TO AUTHORIZE VARIOUS PUBLIC IMPROVEMENTS IN AID OF THE MEADOWLANDS URBAN RENEWAL PROJECT (PROJECT NO. N.J.R-121) IN THE CITY OF NEWARK TO APPROPRIATE \$12,453,000 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$12,453,000 OF BONDS OF THE CITY OF NEWARK TO RAISE THE FUNDS SO APPROPRIATED (CAPITAL BUDGET NO. 352-68)," ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY ON APRIL 1, 1969 AND TO CANCEL THE AUTHORITY TO ISSUE \$7,413,660 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AUTHORIZED BY RESOLUTION 7-R-ba, ADOPTED APRIL 16, 1969.

WHEREAS, the Municipal Council has determined that the balance of bonds and notes authorized and unissued for public improvements in aid of the Meadowlands Urban Renewal Project, N.J.R.-121, the City of Newark, Capital Budget Project No.352-68, authorized by Ordinance 6S and FD, adopted by said Municipal Council on April 1, 1969 are not now necessary for the purposes authorized and that the authority to issue such bonds of the City in the amount of \$7,413,660 pursuant to said ordinance and the authority to issue bond anticipation notes authorized by Resolution #7RBA, adopted April 16, 1969 be cancelled;

NOW THEREFORE, BE IT ORDAINED by the Municipal Council of Newark as follows:

Section 1. It is hereby determined and stated that the balance of \$7,413,660 of bonds authorized and unissued for public improvements in aid of the Meadowlands Urban Renewal Project N.J.R.-121, in the City of Newark, Capital Budget Project No.352-68, authorized by Ordinance 6S and FD adopted by said Municipal Council on April 1, 1969, is no longer required for the purposes for which same were authorized, and it is in the best interests of the City to cancel the authority to issue such bonds.

Section 2. The authority to issue bonds of the City of Newark in the amount of \$7,413,660 pursuant to said Ordinance be and the same is hereby cancelled.

Section 3. The authority to issue bond anticipation notes of the City of Newark in the amount of \$7,413,660, authorized by Resolution #7RBA, adopted April 16, 1969, be and the same is hereby cancelled.

Section 4. It is hereby determined and stated that \$7,413,350 of such bonds cancelled shall be against the construction of flexible pavement - Delancey Street (352-68A) and \$310.00 of such bonds cancelled shall be against the construction of concrete curbs and sidewalks - Delancey Street (352-68B).

Section 5. It is hereby determined and stated that a Supplemental Debt Statement prepared in accordance with the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes, as amended) has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40A:2-43 of said Local Bond Law, is reduced by this Ordinance by \$7,413,660.

Section 6. This ordinance shall take effect twenty days after the first publication thereof after final passage.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. STATEMENT OF POLICY

a) It is the desire of the Newark Municipal Council to improve the delivery of municipal services to the citizens of Newark through efficient and economic use of federal, state, and private grant funds received by the City, as well as its municipal resources; and

b) In the interest of such improvement the Municipal Council must ascertain compliance with the prompt and effective execution of its ordinances, resolutions, motions, and such other official action as it takes; and

c) It is the official policy of the Municipal Council that ascertainment of compliance with its official actions can be effectuated by establishing a professional team which shall monitor and evaluate the administration of City government at the direction of the Municipal Council.

SECTION 2. ESTABLISHMENT OF AUDIT AND EVALUATION TEAM

There is hereby established in the Office of the City Clerk a program audit and evaluation team which shall perform the following duties at the direction of the Municipal Council;

a) Provide the Municipal Council with requested information relating to municipal revenues, expenditures, and fiscal transactions of departments, divisions, agencies, programs, and projects of the City of Newark;

b) Provide the Municipal Council with requested performance analyses when and as needed, assist in the conduct of investigations of departments of the City of Newark, its divisions, agencies, programs, and projects, in order to improve the efficiency and productivity of City government;

c) To assist the Municipal Council in its determination as to whether administrative and fiscal functions of City government have been executed in accordance with law, regulations, or other legal requirements governing such functions.

SECTION 3. AUDIT AND EVALUATION TEAM STAFF

The Municipal Council shall, subject to annual appropriation in the City budget, employ a professional staff, sufficient in number and qualifications, as it may deem necessary, to fulfill the duties of the program audit and evaluation team as hereinabove described in Section 2.

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SECTION 4. EFFECTIVE DATE

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This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Villani, President Harris.

Not Voting: Councilmen Giuliano, Martinez, Tucker.

President Harris: The yeses are six and three not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 4, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6, Title 5, Chapter 4 of the revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

5:4-6 License Fees.

The fees to be paid for a miscellaneous amusement business license are as follows:

For pool or billiard parlor with not more than 4 tables.....\$100.00

For each additional table over 4
.....\$50.00

The license fee shall be payable upon the presentation of the application and shall be returned less the sum of \$10.00, in the event such license is not granted.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-w) AND AMENDMENTS THERETO. (TO DELETE THE POSITION AND SALARY RANGE FOR COURT ATTENDANT).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor," (6S&Fw), adopted November 22, 1966, be amended by deleting the position, title code and salary range as follows, to wit:

| <u>POSITION</u> | | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-----------------|-----------|----------------------------------|----------------------------------|
| Court Attendant | 06-029.50 | \$ 7,495 | \$ 9,111 |

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,

President Harris.

No: Councilmen Tucker.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLES AND SALARY RANGES FOR COURT ATTENDANT AND SUPERVISING COURT ATTENDANT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted November 22, 1966, (6SSFq) and amendments thereto, be and the same is hereby amended by creating the titles, the minimum and maximum salaries and codes therefor, to wit:

(c) Municipal Courts

| <u>POSITIONS</u> | | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------------|--------|----------------------------------|----------------------------------|
| Court Attendant | 313090 | \$ 7,495 | \$ 9,111 |
| Supervising Court Attendant | 390001 | \$ 10,045 | \$ 12,209 |

Section 2. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Tucker said there were changes recommended on both of those ordinances basically lowering the dollar amount. The point he is raising is were those changes made because the recommendation was made that the figures be changed in relation to the Court Attendant and also in relation to the Supervising Court Attendant. Court Attendant is supposed to be from \$7,000. - \$9,000. and Supervising Court Attendant from \$9,000. - \$10,000.

City Clerk D'Ascensio recommended in view of the fact that observations were

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made that these salary ranges be changed, if the changes have not been made, the hearing should be closed and defer final adoption if that is the wish of this Council.

Councilman Martinez stated that since we voted for 6-Ph, S & F-s, he thinks we now have taken the Court Attendants out of the Police Department and we do not have any alternative but to place them somewhere and he would suggest that we vote on this ordinance leaving out the position of Supervising Court Attendant and salary until some adjustments can be made with the Business Administrator or the Court. We should vote for approval or disapproval whatever the Council feels and he questioned whether this can be done legally by voting for it separately, deleting the title and salary for Supervising Court Attendant, until we can have some sort of agreement with Administration.

The City Clerk replied that the motion should be to close the hearing and move to amend by striking out Supervising Court Attendant.

Councilman Martinez said that he sees Business Administrator Walls present in the audience.

Business Administrator Walls said he did agree upon a salary, the exact figure, and he has been unable to get those figures which were consistent with the thinking of the Council, and he was under the impression that an amendment had been submitted to the Council.

Councilman Tucker questioned the City Clerk whether we have to vote on this right now and put the figures in or can we vote on it based on the receipt of those figures.

City Clerk D'Ascensio replied that if we have the figures, the motion would be to amend and then you would have to advertise the amendments.

Councilman Tucker said can we delete the Supervising Court Attendant and readvertise the new figures. What do we have to do to get to the point. There is no difference as to what we want to do. All we want to do is find out how to legally do it.

City Clerk D'Ascensio stated that you advertised this ordinance in the form it stands and if you want to make a material change you would have to amend it, adopt the amendment and advertise the amendment.

Business Administrator Walls requested the Council to defer consideration on this ordinance for about 10 or 15 minutes.

President Harris replied that can be done and we can move onto the next matter and come back.

City Clerk D'Ascensio stated that further action on 6-Ph, S & F-t will be suspended at this time until we get the delivery of further information.

At a later point in the meeting, Business Administrator Walls appeared before the Council and stated Administration suggests and recommends that the ordinance be

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amended as it relates to Supervising Court Attendant so that the salary shall be \$9,567. to a maximum of \$11,628. with the express condition that \$10,000. of that money shall not be from City funds.

A motion to close the hearing on the ordinance, as advertised, was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to amend the salary of Supervising Court Attendant to \$9,567 - \$11,628., \$10,000. of which shall come from CETA and the balance from City Treasury was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

City Clerk D'Ascensio stated the amendment will be advertised in accordance with law and a public hearing will be held on the ordinance, as amended, at the October 20, 1976 meeting at 8:00 P. M.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ENTER INTO A LEASE WITH THE NEWARK SYMPHONY HALL, INC. FOR THE RENTAL OF THE SYMPHONY HALL AT 1020 BROAD STREET FOR THE SUM OF \$1.00 PER ANNUM.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Director of the Department of Finance of the City of Newark is hereby authorized to enter into a contract to lease to the Newark Symphony Hall, Inc. the premises known as the Mosque Theater Building located at 1020 Broad Street, Newark, New Jersey, a copy of said lease is annexed hereto and made a part hereof.

Section 2. The City shall receive rent in the sum of ONE DOLLAR (\$1.00) per year from the Symphony Hall, Inc.

Section 3. The term of the lease shall be for a period of three (3) years commencing on September 15, 1976 and ending on September 14, 1979.

Section 4. The lease shall benefit all the citizens of Newark by providing for the continuation of cultural activities within the City.

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Section 5. The President of the Newark Symphony Hall, Inc. shall be the officer responsible for the enforcement of the terms of the lease and he shall cause to be filed with the Office of the City Clerk an annual report of the fiscal and operational activities of the LESSEE, and said report shall affirm the tax exempt status of the LESSEE.

Section 6. That a copy of the written lease shall be filed with this Ordinance in the Office of the City Clerk upon passage of this Ordinance by the Director of the Department of Finance.

Section 7. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appeared.

City Clerk D'Ascensio stated he has received a letter from Corporation Counsel Buck in which he requests certain changes be made and they are as follows:

1) That paragraph 4 where it states that the lessee shall establish and maintain for the revenue derived from the operation of the premises an operating Reserve Fund which shall be used for the purpose of making capital improvements to the Premises and to meet operating deficits, if any, as may occur from time to time during the term of this lease.

2) That paragraph 8, the request is to add a paragraph - Lessee shall not sublet the main auditorium to any profit-making entity without the prior approval by the City of Newark of its rental schedule. This approval shall not be necessary when the main auditorium is sublet to a nonprofit organization, association or corporation.

A motion to close the hearing on the ordinance, as advertised, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to amend the aforesaid ordinance as indicated above, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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City Clerk D'Ascensio stated that Law Department has informed him that these amendments are not substantive and therefore need not be advertised.

The motion to close the hearing and adopt the ordinance, as amended, on second reading and final passage was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 24:1-1; 24:1-2(f); 24:1-16(d); 24:1-34(a); AND 24:1-59 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Defines and regulates "Group Riding")

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mr. Ronald Tuff, Executive Director, Division of Taxicabs, Mr. A.J.J.A. Wilson, Member of Taxicab Commission, Mr. Thomas Carver, Manager, Airport Services Division, Port Authority of New York and New Jersey, Mr. Vandecoor, Port Authority of New York and New Jersey, Mr. David Rinsky, President, The Greater Newark Chamber of Commerce and Mr. Larry Hecker, The Greater Newark Chamber of Commerce met with the Council August 31, 1976)

(Public Hearing closed)

City Clerk D'Ascensio said he has an amendment by Councilman Tucker who moves to amend the ordinance by deleting all reference to increased insurance coverage for vehicles engaged in group riding by deleting in Section 1 with reference to Section 24:1-2(f) of this ordinance and proposed Section 24:1-59 of Paragraph G.

A motion to amend this ordinance was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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City Clerk D'Ascensio informed the Council that he has been advised that this amendment is not substantive in matter and therefore, need not be advertised.

A motion to adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Tucker requested that a letter from President Rocco A. Chichele, Newark Airport Taxi Organization, Inc. be inserted in the minutes of this meeting.

Newark Airport Taxi Organization, Inc.

NEWARK INTL. AIRPORT

NEWARK, NEW JERSEY

CHARTERED MARCH 15, 1971 STATE OF N. J.

BUSINESS OFFICE - 241 E. Henry Place; Iselin, N. J. 08830

October 4, 1976

Councilmen
Newark City Hall
Newark, New Jersey

Honorable Councilmen,

On Wednesday, October 6, 1976 you will have a final reading on an ordinance pertaining to a group fare riding from Newark Airport to Manhattan. We urge you to pass this ordinance so that our membership, comprising of 75% of the owners and drivers at Newark Airport, will have the opportunity to offer their services as a means to bringing more New York bound passengers into Newark. This will also help to revitalize our industry which has been emaciated by inflation, loss of Terminal A and the postponement of Terminal C International Operations.

We also urge a meeting for an adjustment in our Out-of-Town-Rates that are over two years old and not realistic in today's world of inflation and spiraling costs.

Next month the drivers and owners will be asked to pay the most prohibitive fees for Taxi Driver's License, which is higher than any other city in the United States. Yet we do not have a Driver-Commissioner representative sitting with the commission. It is inconceivable that Mayor Gibson can allow, for whatever reasons he or his subordinates decree, a four man commission to operate, when he is mandated by ordinance to seat five men. Justice, in our country is based on the standard that

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you will be judged by your Peers. Then why is Mayor Gibson allowing this commission to function without a Driver Representative? When our men pay a most prohibitive fee of \$25.00 for the privilege to drive a taxi in Newark musn't we cry "Taxation Without Representation Is Tyranny"? Hoping Our City Council can awaken our Mayor to the civil rights of Taxi Drivers, we remain your friends.

Respectfully yours, *Angel P. Carrino, Councilman*

Rocco A. Chichela

Rocco A. Chichela
President N.A.C.D.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 24:1-25 (b) (5) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Schedule of Fares from Newark International Airport to New York City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to adopt the ordinance on second reading and final passage was made Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163., PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

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A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. STANLEY B. WINTERS, PROFESSOR OF HISTORY, NEW JERSEY INSTITUTE OF TECHNOLOGY, 323 HIGH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council stating 10 years ago a tragic event occurred in Newark. Since then there has been much progress in the City to establish a dialogue to open opportunities to rebuild the City. Institutions of public higher education in Newark have agreed to mark this event, not to commemorate it but to mark it and to use it constructively in order to sponsor a conference to assess what has happened in Newark in the 10 years since the civil disorders of 1967, what the major trends in the City are, where it is going, what has happened in those 10 years. The conference will feature papers of a serious nature and other presentations designed to throw light on these subjects and give us a bearing on the direction of our City. Perhaps it will help us to reflect on developments to examine events, to separate fact from fiction, and provide the City fathers with alternatives to public policies to take in the future. The four institutions, Essex County College, College of Medicine and Dentistry, New Jersey Institute of Technology and Rutgers University are inviting, not merely their faculties, but the City, business and cultural leadership of the City to take part in the conference and he extended a cordial invitation to the Members of the City Council to attend and participate in the proceedings. The Council will each receive an individual invitation to the event. They have a steering committee consisting of one from each institution. He hoped this Council will consider the worthy purpose of this conference and add its weight to their objectives. He said his committee would appreciate the adoption of a resolution endorsing the objectives of the conference, its nonpartisan scholarly purposes and urges the citizens of the City to cooperate in making it a success.

President Harris assured Dr. Winters this Council will do everything it can to assist him and Councilman James indicated he would move under Motions that there be a subsequent resolution and he is certain his colleagues will concur with the passage.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT ENTERED INTO BETWEEN DIRECTOR OF HEALTH AND WELFARE, NEWARK OFFICE OF ELDERLY AFFAIRS AND UNITED COMMUNITY CORPORATION-GOLDEN AGE PROJECT

October 6, 1976

FOR PERIOD FEBRUARY 1, 1976 TO OCTOBER 6, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND TO ENTER INTO AND EXECUTE CONTRACT WITH UNITED COMMUNITY CORPORATION-GOLDEN AGE PROJECT FOR PERIOD OCTOBER 7, 1976 TO JANUARY 31, 1977 FOR TOTAL SUM OF \$42,207. TO HELP DEFRAY ITS ADMINISTRATIVE COSTS DURING THE PERIOD AND OPERATE EIGHT SENIOR CITIZEN CENTERS AND DEVELOP AND SUBSEQUENTLY OPERATE AND MANAGE THREE ADDITIONAL SENIOR CITIZENS CENTER DURING AFORESAID PERIOD: DERIVED FROM FUNDS ALLOCATED TO OFFICE OF ELDERLY AFFAIRS BY H.U.D., UNDER H.C.D.A., YEAR I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PAUL MOLLE', TRAINING COORDINATOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING JULY 30, 1976 AND ENDING JANUARY 30, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FROM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED SCHEDULE A, TALLING \$357,225. BEING HIGHEST BIDS. (SEPTEMBER 17, 1976 CITY-WIDE AUCTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK SERVICES CORPORATION, TO PROVIDE WORK EXPERIENCE FOR AFDC AND EX-OFFENDERS FOR SUM NOT TO EXCEED \$250,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

October 6, 1976

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

7-R-e.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH CHARLES MATTHEWS, 360 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, TO SERVE AS AN EQUAL EMPLOYMENT OPPORTUNITY CONSULTANT TO THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR COMPENSATION AT A RATE OF \$75. PER DAY FOR SUM NOT TO EXCEED \$7,500.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution Tabled August 4, 1976)

(Resolution removed from the Table September 15, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Villani.

No: Councilmen Carrino, Martinez, Tucker, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH SARA ROTHBERG FOR PREPARATION OF A MANUAL WHICH WILL SET FORTH THE PROPER METHODS AND PROCEDURES FOR CHEMICAL TESTING AND FOR ADMINISTRATION OF ORIENTATION AND TRAINING SESSIONS FOR THE CITY'S LABORATORY STAFF; TERM OF CONTRACT FROM OCTOBER 11, 1976 TO JANUARY 31, 1977; MAXIMUM AMOUNT TO BE PAID UNDER CONTRACT IS \$1,115. WHICH HAS BEEN BUDGETED IN 1976 MUNICIPAL OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION GRANTING FIREWORKS DISPLAY PERMIT TO ST. GERARE SOCIETY CELEBRATION COMMITTEE, ST. LUCY'S CHURCH, OF THE CITY OF NEWARK FOR FIREWORKS DISPLAY ON OCTOBER 15, 16 AND 17, THROUGH THE ROUTE OF PROCESSION, AND APPROVING INDEMNITY BOND THEREFOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION ACCEPTING BID OF ANDRE BIROTTE AND MANUEL GUARDA TO PURCHASE CITY-OWNED PROPERTY LOCATED AT 10-34 KEARNY STREET, BLOCK 524, LOT 17, NEWARK, FOR \$30,000. AND AGREEING TO COMPLY WITH ALL FURTHER CONDITIONS AND TERMS OF THE PROPOSED SALE AGREEMENT; AND AUTHORIZING THE REAL ESTATE COMMISSION OF THE CITY OF NEWARK TO EXECUTE SAID DEED ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO THE ALBA CONSTRUCTION CO., C/O ELVER J. BRIGLEY, SOUTH 38 ROUTE 17, PARAMUS, NEW JERSEY, 07652, THE SUM OF \$24.01, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO OVERPAYMENT MADE ON APRIL 13, 1976, ON ACCOUNT NO. 99-916-0245-00, 75 CLINTON AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO JULIUS STULMAN, 171 WEST STREET, BROOKLYN, NEW YORK, 11222, THE SUM OF \$132.48, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE ON ERRONEOUS CHARGES RENDERED ON ACCOUNT NO. 07-765-9610-00, FRONTAGE ROAD, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO JOHANNA COMNOS, 460 - 15TH AVENUE, NEWARK, NEW JERSEY, 07103, THE SUM OF \$203.12, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENTS MADE ON ERRONEOUS CHARGES RENDERED ON ACCOUNT NO. 03-116-1200-00, 460 - 15TH AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

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339 A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MARTIN PIERCE AND ANNA M. PIERCE, HIS WIFE, OWNERS OF PREMISES 275 SOUTH 9TH STREET, BLOCK 1782, LOT 9, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM T.R.C. INC. A CORPORATION OF NEW JERSEY, OWNER OF PREMISES 310 BELMONT AVENUE, BLOCK 2665, LOT 3, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CITY FEDERAL SAVINGS & LOAN ASSOCIATION, AS SUCCESSOR BY MERGER TO CLINTON SAVINGS & LOAN ASSOCIATION, OWNER OF PREMISES 472 BELMONT AVENUE, BLOCK 2702, LOT 6, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CHARLES WILLIAMS AND MILDRED WILLIAMS, HIS WIFE, OWNERS OF PREMISES 475-479 HAWTHORNE AVENUE, BLOCK 3044, LOT 59, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM VIRGIL ECKLES AND CATHERINE ECKLES, HIS WIFE, OWNERS OF PREMISES 236-238 BROAD STREET, BLOCK 443, LOTS 43, 42, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM HENRY J. UMANS AND SHELLEY B. UNMANS, HIS WIFE, OWNERS OF PREMISES 496 SOUTH 16TH STREET, BLOCK 328, LOT 29, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM HERBERT COHEN AND MILDRED COHEN, HIS WIFE, OWNERS OF PREMISES 88-90 SECOND STREET, BLOCK 1878, LOT 12, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ROBERT TREAT SAVINGS & LOAN ASSOCIATION, OWNER OF PREMISES 574 - 15TH AVENUE, BLOCK 328, LOT 24, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE; FURTHER THAT THE TITLE POLICY BE ACCEPTED FROM CHELSEA TITLE AND GUARANTY COMPANY TO PROTECT THE CITY OF NEWARK AGAINST ANY FUTURE ENFORCEMENT OF THE REVERTER CONTAINED IN DEED RECORDED IN BOOK V-8 FOR ESSEX COUNTY ON PAGE 454.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

October 6, 1976

7-R-t.

RESOLUTION CONSENTING TO ALLOCATION BY STATE LAW ENFORCEMENT PLANNING AGENCY OF AMOUNT NOT TO EXCEED \$80,000. FROM THE 1975 NEW JERSEY LOCAL ACTION FUNDS TO THE NEW JERSEY DEPARTMENT OF INSTITUTIONS AND AGENCIES, FOR THE OPERATION OF A PROGRAM ENTITLED "NEW JERSEY BUREAU OF PAROLE MANPOWER SERVICE CENTER" PROJECT, FURTHER CONSENTING TO ALLOCATION OF SAID MONEY AS A LOCAL EXPENDITURE OF FEDERAL FUNDS THEREBY ALLOWING PAYMENT BE MADE DIRECTLY TO IMPLEMENTING STATE AGENCY. (DOES NOT REQUIRE THE EXPENDITURE OF ANY PUBLIC FUNDS BY THE CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

7-R-u.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH SUMMIT TRUCK BODY, INC., 24-50 FRANKLIN PLACE, SUMMIT, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR THREE (3) CABS AND CHASSIS AND CONVERSION OF MODULAR AMBULANCE BODIES, NOT TO EXCEED \$31,500. IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, EFFECTIVE DATE OF CONTRACT UPON APPROVAL BY MUNICIPAL COUNCIL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$1,345.83 PAYABLE TO MARIE KERRY AND ISAAC MC NATT, HER ATTORNEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR WATER PIPES NEGLIGENTLY MAINTAINED BY CITY OF NEWARK AT PREMISES 191 WAINWRIGHT STREET ON SEPTEMBER 4, 1976 CAUSING FLOODING IN BASEMENT AND DAMAGING CERTAIN FURNISHINGS AND PERSONAL PROPERTY BELONGING TO MARIE KERRY. (JUDGMENT ENTERED IN ESSEX COUNTY DISTRICT COURT, DOCKET NO. R-17352-74, \$1,280.23 AND COSTS \$65.60)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO DELIVER CHECK FOR \$5,200. PAYABLE TO MEYERS OUTFITTERS, INC. AND SAMUEL MARCH, ITS ATTORNEY, 107 EAST MOUNT PLEASANT AVENUE, LIVINGSTON, NEW JERSEY, FOR DAMAGE TO THEIR INVENTORY AND LOSS OF PROFIT WHEN EMPLOYEES OF THE DIVISION OF WATER SUPPLY WERE NEGLIGENT IN FINDING AND REPAIRING WATER MAIN LEAK WHICH FLOODED BASEMENT IN HIS STORE LOCATED AT 78 SPRINGFIELD AVENUE. (SUIT INSTITUTED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, DOCKET NO. L 21549-73, PLAINTIFF SUFFERED IN DAMAGE OF \$18,291.61 BUT AGREED TO ACCEPT \$5,200. IN FULL SETTLEMENT OF CLAIM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$50. TO MRS. ROSE WEINBEL UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY MRS. WEINBEL IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR BROKEN STEP AT 39 GARRISON STREET BY EMPLOYEES OF THE DIVISION OF PARKS AND GROUNDS WHILE REMOVING TREE BRANCHES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER IN-TO CONTRACT WITH KRIVIT AND KRIVIT TO SERVE AS A CONSULTANT FOR FEDERAL REPRESENTATION AND ANALYSIS TO THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR SUM NOT TO EXCEED \$50,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, SAFE AND CLEAN NEIGHBORHOODS
PROGRAM FISCAL YEAR, 1976 DISCRETIONARY FUND, \$60,000.; ITEM AVAILABLE FROM NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION DESIGNATING INTERSECTION OF LESLIE STREET AND SHAW AVENUE AS A STOP
INTERSECTION AND INSTALLING STOP SIGNS ON SHAW AVENUE: PURSUANT TO SECTION 39:4-140 OF
TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION DESIGNATING ALBERT AVENUE AS A THROUGH STREET BETWEEN CHAPEL STREET
AND LOCKWOOD STREET AND INSTALLING STOP SIGNS ON THE NEAR RIGHT OF EACH STREET INTERSEC-
TING THE THROUGH STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES
OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION DESIGNATING INTERSECTIONS OF CHAPEL STREET AND ALBERT AVENUE, AND
LOCKWOOD AND ALBERT AVENUE AS STOP INTERSECTIONS AND INSTALLING STOP SIGNS ON ALBERT
AVENUE AT EACH OF AFOREMENTIONED LOCATIONS; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF
THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bd.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 2 BARRELS SCRAP BRASS, FIRE DEPARTMENT, NOT NEEDED FOR PUBLIC USE; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 221 JUNK VEHICLES, NOT NEEDED FOR PUBLIC USE, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK FOR \$134.72 TO THE PARTY SHOWN ON THE ANNEXED EXHIBIT "A" FOR A REDEEMED TAX SALE CERTIFICATE, WHICH WAS PURCHASED AT THE CITY TAX SALE OF DECEMBER 4, 1975 (PURSUANT TO N.J.S.A. 54:5-19 TO 54:5-111 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VANESSA BROOKINS, MEDICAL CLAIMS EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING AUGUST 27, 1976 AND ENDING FEBRUARY 27, 1977. (WORKING IN MAYOR'S POLICY AND DEVELOPMENT OFFICE - FIRST LEAVE BEGAN FEBRUARY 27, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

October 6, 1976

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK FOR \$9,890. TO WESTOVER REALTY CORP., FOR REDUCTION IN TAXES WHICH RESULTED IN OVERPAYMENTS: BY REASON OF COUNTY BOARD OF JUDGMENTS AND STATE BOARD OF JUDGMENTS FOR YEARS 1971, 1972 AND 1973, PREMISES 17-19 WILLIAM STREET, BLOCK 57, LOT 1.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM RECHE WILLOUGHBY AND AGNES WILLOUGHY, HIS WIFE AND WILLIAM L. STUBBS AND BONNIE R. STUBBS, HIS WIFE, OWNERS OF PREMISES 364 BERGEN STREET, BLOCK 2545, LOT 37, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION EXPRESSING CONCERN OF CITY OF NEWARK TO STATE OF NEW JERSEY THAT THE CITIZENS OF THE CITY OF NEWARK WILL NOT BE AFFORDED A FULL AND COMPLETE REVIEW OF THEIR RIGHTS RELATIVE TO THE TAX REBATE AND FURTHER PROTESTS THAT OFFICE OF ASSESSMENT WILL BE SERIOUSLY HINDERED IN PERFORMING ITS NORMAL FUNCTIONS OF PROCESSING APPLICATIONS FOR SAID TAX REBATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION DESIGNATING OCTOBER 6, 1976 AS SENIOR CITIZEN VOLUNTEER'S DAY.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, see Page 2 in the minutes of this meeting)

7-R-bl.

RESOLUTION COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE "SPORT MARTIMO MURTOENSE".

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

October 6, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "NEWARK MUNICIPAL COURT AND IMPROVEMENT PROJECT"; CONTRACT PROVIDES FOR FUNDING FROM SLEPA-\$59,113., STATE BUY-IN-\$3,284., LOCAL CASH-\$44,551., (ACTUAL CASH REQUIRED EQUALS \$3,284., MONIES PREVIOUSLY APPROVED, 7-R-ca, SEPTEMBER 1, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn. RESOLUTION RATIFYING CONTRACT BETWEEN MAYOR AND NORTH WARD COMMUNITY CULTURAL CENTER FOR PURPOSE OF IMPLEMENTING THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR PERIOD SEPTEMBER 1, 1976 TO OCTOBER 6, 1976; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NORTH WARD COMMUNITY CULTURAL CENTER FOR PURPOSE OF IMPLEMENTING THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR PERIOD OCTOBER 7, 1976 TO AUGUST 31, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo. RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR NORTH WARD COMMUNITY ENRICHMENT PROJECT; CONTRACT PROVIDES FUNDING FROM SLEPA-\$100,000., STATE BUY-IN-\$5,555., LOCAL CASH-\$5,556.; TOTAL-ING \$111,111. (CITY RECEIVED GRANT ON AUGUST 26, 1976 FOR \$105,555. FROM STATE LAW ENFORCEMENT PLANNING AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION APPROVING PARTICIPATION OF THE CITY OF NEWARK WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY OF THE STATE OF NEW JERSEY AND THE LAW ENFORCEMENT ASSISTANCE

October 6, 1976

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ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF JUSTICE IN AN APPLICATION ENTITLED
"RAPE ANALYSIS AND INVESTIGATION UNIT" PROPOSED TO BE FUNDED IN THE AMOUNT OF \$244,096
BY LEAA AND \$32,790. LOCAL CASH, TOTALLING \$276,886.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION AUTHORIZING SUBMITTAL OF AN EXTENSION REQUEST BY CITY OF NEWARK TO
NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD SEPTEMBER 1, 1976 TO DECEMBER
31, 1976 ON BEHALF OF RAPE ANALYSIS AND INVESTIGATION UNIT AND REQUESTING TO EXTEND
CONTRACTUAL OBLIGATION FOR PERIOD SEPTEMBER 1, 1976 TO DECEMBER 31, 1976; FURTHER
AUTHORIZING POLICE DIRECTOR TO EXTEND SERVICES DERIVED FROM THIS CONTRACT FROM SEPTEMBER
1, 1976 TO DECEMBER 31, 1976, CONTINGENT UPON THE APPROVAL OF NEW JERSEY STATE LAW
ENFORCEMENT PLANNING AGENCY; \$129,964. SHALL BE DERIVED FROM GRANT FROM LAW ENFORCEMENT
ASSISTANCE ADMINISTRATION THROUGH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY IN
AMOUNT OF \$291,365.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
CIVILIAN CAB STARTER PROGRAM, \$45,000.; ITEM AVAILABLE FROM PORT AUTHORITY OF NEW YORK
AND NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION CANCELING PART OF ALL OF THE UNENCUMBERED BALANCES IN BUDGET
APPROPRIATIONS FOR 1976 IN THE CURRENT FUND ACCOUNT ENTITLED MUNICIPAL DEBT SERVICE,
"INTEREST ON TAX ANTICIPATION NOTES," \$800,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS, ON BEHALF OF THE CITY OF NEWARK TO EXECUTE AGREEMENT WITH PUBLIC SERVICE ELECTRIC AND GAS CO. TO ATTACH RADIO COMMUNICATION CABLES TO POLE NUMBER 30510, LOCATED ON PROPERTY AT 350 SOUTH 8TH STREET. (DOES NOT REQUIRE THE EXPENDITURE OF ANY PUBLIC FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT BETWEEN STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION AND CITY OF NEWARK, FOR PURPOSE OF UNDERTAKING A STUDY TO DETERMINE IF THE CONCEPT OF VAN POOLING IS A VIABLE MEANS OF ENCOURAGING JOINT VEHICULAR RIDERSHIP TO AND FROM CITY THEREBY REDUCING TRAFFIC CONGESTION (FEDERAL PROJECT NO. M-POOL (002): NO EXPENDITURE OF CITY FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv. RESOLUTION AUTHORIZING THE SALE BY THE CITY OF NEWARK OF ALL ITS RIGHT, TITLE AND INTEREST, IF ANY, IN AND TO THE VACATED BED OF AVENUE I, 66 FEET WIDE FROM THE NORTH SIDE OF BACKUS STREET TO THE SOUTH SIDE OF JABEZ STREET IN SAID CITY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR SAID PURCHASE UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per request of Real Estate Officer Milano was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

October 6, 1976

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS TO NEGOTIATE AND CONTRACT FOR THE HIRE OF TRUCKS FOR SNOW PLOWING AND CARTING FOR THE WINTER SEASON OF 1976 - 1977; FUNDS PROVIDED IN 1976 OPERATING BUDGET AND IF AN EMERGENCY ARISES, FUNDS WILL BE PROVIDED FOR IN 1977 OPERATING BUDGET, DIVISION OF SANITATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AMENDING RESOLUTION 7-R-r, OCTOBER 1, 1975, ESTABLISHING HOLIDAY SCHEDULE FOR THE YEAR 1976, BY ADDING FRIDAY, DECEMBER 31, 1976 AS AN ADDITIONAL HOLIDAY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION ESTABLISHING HOLIDAY SCHEDULE FOR THE YEAR 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LUCILLE DICKINSON, BUDGET EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, FOR PERIOD BEGINNING OCTOBER 7, 1976 AND ENDING APRIL 7, 1977. (ASSISTANT TO DIRECTOR OF FINANCE - FIRST LEAVE BEGAN APRIL 7, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALONZO KITTRELS, PERSONNEL DIRECTOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING SEPTEMBER 20, 1976 AND ENDING MARCH 20, 1977. (CONTINUE WORKING IN BOARD OF EDUCATION - FIRST LEAVE BEGAN SEPTEMBER 19, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb. RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO DO ALL THINGS NECESSARY TO EFFECT AND FORMALIZE A "SISTER-CITY" RELATIONSHIP WITH DOUALA, CAMEROON, WEST AFRICA; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO CONVENE A COMMITTEE, TOGETHER WITH A DESIGNEE OF MUNICIPAL COUNCIL TO ASSIST THE MAYOR IN THIS ACTIVITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc. RESOLUTION AUTHORIZING MAYOR TO ACCEPT GRANT AWARD FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY IN AMOUNT OF \$60,045.; TOTAL CONTRACT \$60,045., EPA GRANT AND \$30,100. EXISTING IN-KIND CONTRIBUTION SUPPORTED BY CURRENT CITY BUDGET FUNDS (DOES NOT REQUIRE EXPENDITURE OF ANY PUBLIC FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK FOR \$3,700. PAYBLE TO ANTHONY F. DAMASIO AS GUARDIAN AD LITEM FOR INFANT KATHLEEN DAMASIO AND EDWARD J. FANNING, 135 GREEN STREET, WOODBRIDGE, NEW JERSEY, FOR SUSTAINING LOSS OF TWO TEETH AS RESULT OF NEGLIGENCE OF THE IRONBOUND YOUTH PROJECT AND CITY OF NEWARK WHILE RIDING HER BICYCLE WHICH HIT AN UNEVEN PORTION OF SIDEWALK ADJACENT TO 179 VAN BUREN STREET. (SUIT INSTITUTED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION ESSEX COUNTY, DOCKET NO. L-389559-73 AND WHEN MATTER CAME ON FOR TRIAL PLAINTIFFS AGREED TO ACCEPT \$4,200. IN FULL SETTLEMENT OF THEIR CLAIM, CITY OF NEWARK \$3,700., IRONBOUND YOUTH PROJECT-\$500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

October 6, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION RE-APPOINTING 2 SPECIAL POLICEMEN AND APPOINTING 14 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1976 (NEW JERSEY STATE SPECIAL POLICE ASSOCIATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK FOR \$140. PAYABLE TO UNITED STATES OF AMERICA FOR WITHHELD FEDERAL INCOME TAXES; \$73.80 PAYABLE TO POLICE AND FIREMEN'S PENSION FUND OF STATE OF NEW JERSEY; \$1,184.38 PAYABLE TO CLARENCE PHILSON AND BLUME, KALB & WEISEMAN, ESQS., 5 COMMERCE STREET, NEWARK, NEW JERSEY, FOR NET WAGES FROM CITY AFTER ALL DEDUCTIONS HAVE BEEN MADE AND THAT NO CHECK BE ISSUED TO MR. PHILSON UNTIL ALL PAPERS DEEMED NECESSARY BY THE CORPORATION COUNSEL HAVE BEEN RECEIVED; FOR ADDITIONAL BACK WHICH IS OWING TO MR. PHILSON WHILE HE WAS ON SUSPENSION AS POLICE OFFICER FOR BEING UNDER INDICTMENT BY THE GRAND JURY OF ESSEX COUNTY FOR WHICH HE WAS ACQUITTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO CONTRACT WITH NEW JERSEY STATE HEALTH SERVICES CORPORATION TO EFFECT THE CITY'S PARTICIPATION AS A PRIMARY PROVIDER IN NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) THROUGH THE DAYTON COMMUNITY HEALTH CENTER, 121 LUDLOW STREET, NEWARK, FOR PERIOD OF TWENTY-SEVEN (27) MONTHS; AMOUNT OF AFORESAID CONTRACT SHALL BE BASED ON SERVICE CAPABILITY OF DAYTON COMMUNITY HEALTH CENTER (PRESENTLY ESTIMATED AT 2,500 FAMILIES OF FOUR, OR 10,000 INDIVIDUALS); FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO NEGOTIATE FOR ANY AND ALL ADJUSTMENTS OF ACTUAL PAYMENTS DUE THE CITY AND/OR THE CONTROLLING CAPITATION RATES UNDER AFORESAID CONTRACT. (DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

October 6, 1976

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch. RESOLUTION COMMENDING THE POLICE SOFTBALL TEAM FOR MERITORIOUS SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, see Page 1 in the minutes of this meeting)

7-R-ci. RESOLUTION RATIFYING GRANT-IN-AID CONTRACT ACCEPTING FUNDS FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, TO FUND THE WOMEN'S INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.) FROM OCTOBER 1, 1976 TO OCTOBER 6, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO GRANT-IN-AID CONTRACT TO ACCEPT FUNDS FROM NEW JERSEY STATE DEPARTMENT OF HEALTH TO FUND THE WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.) FROM OCTOBER 7, 1976 TO MARCH 31, 1977; TOTAL AMOUNT OF AFORESAID GRANT FOR PERIOD OCTOBER 1, 1976 TO MARCH 31, 1977 IS \$1,159,200. (DOES NOT REQUIRE THE EXPENDITURE OF ANY MUNICIPAL FUNDS BY THE CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, WOMEN'S INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM, \$1,159,200.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ck. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, AIR POLLUTION CONTROL PROGRAM, \$60,045.: ITEM AVAILABLE FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 6, 1976

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes;

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cl. RESOLUTION RATIFYING GRANT-IN-AID CONTRACT ACCEPTING FUNDS FROM ACTION, REGION II FOR THE RETIRED SENIOR VOLUNTEER PROGRAM (R.S.V.P.) FOR PERIOD SEPTEMBER 30, 1976 TO OCTOBER 6, 1976; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE GRANT-IN-AID CONTRACT TO ACCEPT FUNDS FROM ACTION, REGION II, FOR THE RETIRED SENIOR VOLUNTEER PROGRAM (R.S.V.P.) FOR PERIOD OCTOBER 7, 1976 TO SEPTEMBER 30, 1977; TOTAL AMOUNT OF AFORESAID GRANT FOR PERIOD SEPTEMBER 30, 1976 TO SEPTEMBER 29, 1977 IS \$76,277. (DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THIS PROJECT'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm. RESOLUTION AMENDING RESOLUTION 7-R-br OF DECEMBER 10, 1975 AND AMENDING RESOLUTION 7-R-d OF JUNE 25, 1975 AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO RELOCATION AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR PROVISION OF VARIOUS SERVICE REQUIRED PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn. RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO RELOCATION AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR PROVISION OF VARIOUS SERVICES REQUIRED PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR. (SCHEDULE A)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION APPROVING APPLICATION OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK

TO THE GOVERNMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$1,700,000. FOR
SURVEYS AND PLANNING IN CONNECTION WITH PROPOSAL TO PURCHASE, REHABILITATE AND OPERATE
A 56 UNIT HOUSING PROJECT KNOWN AS POMONA GARDENS, 683-689 ELIZABETH AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Executive Director Notte, Housing Authority Redevelopment Agency and Tax Assessor Frisina to meet with the Council at their special meeting October 12, 1976 was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION

IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
RETIRED SENIOR VOLUNTEER PROGRAM, \$76,277.; ITEM AVAILABLE FROM ACTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION APPROVING APPLICATION AND PLAN OF PMK URBAN RENEWAL CORPORATION, INC.

FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON LAND WHICH IS LOCATED AT 119-
123 PARIS STREET, BEING IN BLOCK 2067, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION
GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF
EXECUTION OF FINANCIAL AGREEMENT OR PERIOD OF 15 YEARS FROM DATE OF COMPLETION OF SAID
PROJECT; SUBJECT TO THE PROVISIONS AND CONDITIONS OF NEW JERSEY STATUTE 40:55C-40 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen.

City Clerk D'Ascensio stated the language of 4A of the agreement has been corrected to specifically establish the floor of the in lieu tax payment at \$2,531.52 which were the taxes assessed on all the properties covered by the project in the calendar year immediately preceding the acquisition of the land by the Newark Redevelopment and Housing Authority.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

October 6, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, URBAN RODENT AND INSECT CONTROL PROGRAM, \$261,495.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone.

Councilman Carrino stated in spite of the fact he has a large number of letters from residents in the North Ward who claim that whenever they make a call to the Rat and Pest Control, they are told that they are not covered and the Rat and Pest Control will not go into the North Ward. He thought we made an arrangement with Director of Health and Welfare Buford that all the Wards would be covered by the Rat and Pest Control yet there is no service being afforded to the residents of the North Ward. He asked the Council at Large to vote against this until we get this straightened out with Director of Health and Welfare.

Councilman Bottone said he has the same sentiments. They also have many requests and are told we are not in the area and he moved to defer action on this resolution.

Councilman Carrino withdrew his motion to adopt and Councilman Bottone withdrew his second to the motion.

A motion to defer action on this resolution and direct the City Clerk to invite Director of Health and Welfare Buford to meet with the Council at their special meeting October 12, 1976 was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 24:1-1; 24:1-2(f), 24:1-16(d); 24:1-34(a); AND 24:1-59 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED," AND FURTHER AMENDED," (DEFINES AND REGULATES "GROUP RIDING"), ADOPTED OCTOBER 6, 1976 (6-S & F-v), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 24:1-25 (b) (5) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED," (SCHEDULE OF FARES FROM NEWARK INTERNATIONAL AIRPORT TO NEW YORK CITY), ADOPTED OCTOBER 6, 1976 (6-S & F-w), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING MAYOR AND AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH THEATER OF UNIVERSAL IMAGES FOR PERIOD COMMENCING OCTOBER 6, 1976, WHO WILL OPERATE A TRAINING PROGRAM FOR NEWARK RESIDENTS IN RADIO-TELEVISION PRODUCTION AND CINEMATOGRAPHY FOR SUM NOT TO EXCEED \$45,610.50; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:LL-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION), " was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-cu.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH THEATER OF UNIVERSAL IMAGES FOR PERIOD COMMENCING OCTOBER 11, 1976 AND TERMINATING JANUARY 9, 1977, WHO WILL OPERATE A TRAINING PROGRAM FOR NEWARK RESIDENTS IN RADIO-TELEVISION PRODUCTION AND CINEMATOGRAPHY FOR SUM NOT TO EXCEED \$45,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution Tabled August 4, 1976)

October 6, 1976

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Villani.

Councilman Allen questioned what this money is going to be used for?

City Clerk D'Ascensio replied that the \$45,000. will be for a training program for Newark residents in radio-television production and cinematography.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen James, Tucker, Villani.

No: Councilmen Bottone, Carrino, Giuliano, Martinez, President Harris.

Not Voting: Councilman Allen.

7-R-cv.

RESOLUTION COMMENDING THE LIONS INTERNATIONAL FOR PARTICIPATING IN MANY WORTH-WHILE COMMUNITY PROJECTS IN LINE WITH THEIR THEME "MAKE YOUR FELLOW MAN FEEL NEEDED" AND FURTHER RECOGNIZING OCTOBER 8, 1976 AS WORLD LIONS SERVICE DAY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO PREPARE AN APPROPRIATE RESOLUTION INDICATING THE COUNCIL'S SUPPORT OF THE CONFERENCE BEING HELD TO ASSESS WHAT HAS BEEN ACCOMPLISHED IN THE CITY OF NEWARK IN THE PERIOD 1967 TO 1977, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Battone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION COMMENDING JAMES J. MURRAY, III, RECIPIENT OF THE JUDGE RICHARD HARTSHORNE MEMORIAL AWARD AS "TOP CITY MAYOR OF THE AMERICAN LEGION, 1976 BOYS TOWN," AND STUDENT LEADER AT WEEQUAHIC HIGH FOR OUTSTANDING PERSONAL ACHIEVEMENT AND MERITORIOUS REPRESENTATION OF THE CITIZENS AND GOVERNMENT OF THE CITY OF NEWARK, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO FORWARD APPROPRIATE INVITATIONS TO THE REPRESENTATIVES OF THE NEW JERSEY STATE SENATE AND ASSEMBLY TO PARTICIPATE IN A "UPWARD NEWARK" MEETING TO BE HELD AT THE ANNUAL CONFERENCE OF THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES, NOVEMBER 17, 1976, was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO FORWARD INVITATION FROM THE COUNCIL TO THE CHAMBER OF COMMERCE, THE NEWARK HOUSING AUTHORITY AND THE BOARD OF EDUCATION REQUESTING THEIR PARTICIPATION IN "UPWARD NEWARK" MEETING, TO BE HELD AT THE ANNUAL CONFERENCE OF THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES, NOVEMBER 17, 1976, was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR KENNETH A. GIBSON, RECEIVED AUGUST 30, 1976, NOMINATING MR. ALLEN BOYER, 25 INGRAHAM PLACE, NEWARK, NEW JERSEY, AS A MEMBER OF THE TAXICAB COMMISSION, FOR A TERM EXPIRING DECEMBER 3, 1976.

(Copy of communication submitted to each Member of the Council)

(Mr. Boyer met with the Council October 5, 1976)

A motion to confirm the nomination of Allen Boyer as a Member of the Taxicab Commission, for a term expiring December 3, 1976 was made by Councilman Tucker, seconded by Councilman James.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Giuliano, James, Martinez, Tucker.

No: President Harris.

Not Voting: Councilmen Allen, Bottone, Carrino, Villani.

President Harris: This nomination failed of confirmation.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE REPEALING AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR," 6-S & F-a, MAY 5, 1976.

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 6, 1976

A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 20, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF SHIPMAN STREET AS LAID OUT 43.5 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM WILLIAM STREET TO BRANFORD PLACE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE TO CREATE WITHIN THE OFFICE OF THE MAYOR THE NEWARK FILM COMMISSION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend this ordinance by providing nomination of the committee to be confirmed by the Members of the Council was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading, as amended, was made by

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Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilwoman Villani brought to the attention of the Council that at the beginning of this summer she came across a man who had a program that had a great deal of merit. This program was a film, a pilot film that he had made on the City of Long Branch and in this film it shows the Mayor, City Council, the City how it was and the City how it can be. It had a great deal of merit because it was shown in all the schools. Whenever she had to speak before any of the schools no one even knew this Council existed.

Councilwoman Villani said she called Bernie Moore, who had the man in and showed the film and she also suggested in the film we could reach cross country presenting different ideas as far as industry is concerned and what she wants to bring out this Film Commission is an instrument of the meeting with Bernie Moore.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE SALE OF APPROXIMATELY 3,000 SQUARE FEET OF LAND LOCATED ON ROUTE 23 IN WEST MILFORD".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING RICHARDS STREET AND SCHALK STREET AS ONE-WAY STREETS."

(Richards Street, Southbound, from Raymond Boulevard to Ferry Street

Schalk Street, Northbound, from Ferry Street to Raymond Boulevard)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

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8-h. Villani, President Harris.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SHAW AVENUE AS A ONE-WAY STREET."

(Shaw Avenue, Eastbound, from Wainwright Street to Leslie Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE NAMING THE NEW ROADWAY CONNECTING CHANCELLOR AVENUE AND SCHLEY STREET, AS PART OF ROUTE 1-78 PROJECT, AS FABYAN TERRACE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

The City Clerk requested that Communications 8-g and 8-h, being moved to first reading on October 20, 1976 be combined into one ordinance in order to save expenditure for advertising.

A motion to combine Communications 8-g and 8-h into one ordinance was made by Councilman Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-j. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-4.1, PARK-

ING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT."

(Deleting Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT."

(Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 24, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection of Nye Avenue and Osborne Terrace)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-m.

433 The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 29, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE TO REGULATE, CONTROL AND STABILIZE RENTS AND CREATE A RENT CONTROL BOARD WITHIN THE CITY OF NEWARK."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Communication, see Ordinance 6-F-1, on Page 23 in the minutes of this meeting)

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 5, 1976, ENCLOSING PROPOSED "ORDINANCE CONCERNING ALCOHOLIC BEVERAGE CONTROL AND AMENDING AND SUPPLEMENTING TITLE 4, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK."

(Local issuing authority, at their discretion, may allow transfer of such license free of the 1,000 foot limitation if requirements are met)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

Not Voting: Councilmen Allen, Bottone.

8-o.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 5, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 4, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(To allow premises with retail consumption license and premises with retail distribution license to be within 1,000 feet of each other)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 20, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Bottone.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE PAYMENT OF ADDITIONAL COMPENSATION TO THE POLICE DEPARTMENT STATISTICIAN (1) IN ORDER TO MAINTAIN THE PRESENT SALARY LEVEL OF THAT POSITION." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from September 7, 1976 to September 28, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Immaculate Conception Church | 6972 (Amended) |
| Immaculate Conception Church - General Committee | 6973 (Amended) |
| Sacred Heart Cathedral School | 6990 (Amended) |
| Parent Teachers Association - Our Lady of Mt. Carmel School | 7039 (Amended) |
| St. Michael's Seton Library Guild | 7047 (Amended) |
| Clear View Baptist Church | 7171 (Amended) |
| St. Columba Parent Teachers Association | 7224 |
| St. Francis Xavier Parent School Guild | 7228 |
| Holy Name Society - Sacred Heart Church of Vailsburg | 7229 |
| Queen of Angels Parent Teachers Association | 7230 |
| St. Columba Rosary Society | 7235 |
| St. Lucy's Roman Catholic Church | 7236 |
| Anshe Luborowitz Sisterhood | 7239 |
| General Committee of St. Aloysius Church | 7240 |

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RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Rosary Altar Society - Sacred Heart Church of Vailsburg | 6952 (Amended) |
| Essex-West Hudson Federation of Holy Name Societies | 7057 (Amended) |
| Central Parents' Council on Bilingual | 7225 |
| Ebenezer Baptist Church | 7226 |
| Parents and Guardians Guild of SVA | 7227 |
| St. Lucy's Roman Catholic Church | 7231 |
| St. Columba Parent Teachers Association | 7232 |
| St. Nicholas Greek Orthodox Church | 7233 |
| Rosary Altar Society - Sacred Heart Church of Vailsburg | 7234 |
| St. Francis Xavier Parent School Guild | 7237 |
| St. Francis Xavier Memorial Post #118 of St. Francis Xavier Church | 7238 |

A motion to concur in the report was made by Councilman Villani, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:45 P. M.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Earl Harris
Earl Harris
President

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:40 P. M.

The City Clerk announced he was in receipt of communication from Mayor Kenneth A. Gibson, dated October 13, 1976 requesting that the Newark Municipal Council meet in special session on Friday, October 15, 1976 at 11:00 A. M. to consider the following measures:

- a) Resolution endorsing an application to the New Jersey Local Finance Board for qualified municipal bonds pursuant to the provisions of the New Jersey Qualified Municipal Bond Act of 1976.
- b) Resolution endorsing the proposed plan for the issuance of longterm debt over the next two years.
- c) Resolution authorizing the Director of Finance to enter into contract with Samuel Klein and Company to assist in the preparation of financial data required for purposes of qualifying and selling a proposed issue of bonds.
- d) Resolution indicating the City's policy that the 1977 budget of the Newark Water Utility will be self-liquidating.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 13, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Tucker arrived 12:42 P. M.)

RESOLUTIONS.

7-R-a.

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DETERMINING TO ISSUE QUALIFIED BONDS PURSUANT TO N.J.S. 40A:3-1 ET SEQ. FOR THE CONSTRUCTION, RE-CONSTRUCTION, DEVELOPMENT, EXTENSION, IMPROVEMENT OR ACQUISITION OF CAPITAL IMPROVEMENTS

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AND PROPERTY WHICH THE CITY MAY LAWFULLY MAKE OR ACQUIRE AND DIRECTING THAT AN APPLICATION TO QUALIFY SUCH BONDS BE FILED WITH THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY, PURSUANT TO THE PROVISIONS OF SAID LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION DECLARING MUNICIPAL POLICY WITH RESPECT TO THE FINANCING OF CAPITAL PROJECTS IN THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS, TO ASSIST IN PREPARATION OF FINANCIAL DATA REQUIRED FOR "QUALIFIED BONDS" AND "BOND SALE PROSPECTUS" FOR A FEE OF \$15,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION DECLARING THAT AS A MATTER OF MUNICIPAL POLICY THAT THE 1977 NEWARK WATER UTILITY BUDGET WILL BE SELF-LIQUIDATING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

No: Councilman Martinez.

October 15, 1976

ADJOURNMENT.

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12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 12:45 P. M.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Earl Harris
Earl Harris
President

Newark, New Jersey, October 20, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend James Wade, Greater First Timothy Baptist Church.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 11, 1976 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perus 1 upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE FISCAL YEAR JULY 1, 1975 TO JUNE 30, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-b.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO AUGUST, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris..

October 20, 1976

4-c.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT N.J.R-6, FROM SEPTEMBER 6, 1976 TO SEPTEMBER 10, 1976; URBAN RENEWAL PROJECTS N.J.R-38 AND N.J.R-123, FROM SEPTEMBER 13, 1976 TO SEPTEMBER 17, 1976 AND URBAN RENEWAL PROJECTS C/D/S AND C/D/N, FROM SEPTEMBER 20, 1976 TO SEPTEMBER 24, 1976; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT N.J.R-32, FROM SEPTEMBER 6, 1975 TO SEPTEMBER 10, 1976; URBAN RENEWAL PROJECT N.J.R-32, FROM SEPTEMBER 13, 1976 TO SEPTEMBER 17, 1976 AND URBAN RENEWAL PROJECT N.J.R-32, FROM SEPTEMBER 20, 1976 TO SEPTEMBER 24, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-d.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF SEPTEMBER, 1976.

A motion to approve the Report of Contracts Awarded was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF BOOKER'S LIQUORS, INC., OWNER; TO PERMIT IN A 3RD RESIDENCE DISTRICT CONSTRUCTION OF A 1-STORY BUILDING TO BE USED FOR LIQUOR STORE AND LAUNDROMAT; ON PREMISES 102-106 AVON AVENUE.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2.

The City Clerk read APPLICATION OF SIMON F. GLUCK, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A PUBLIC PARKING LOT; ON PREMISES 268-272 MT. PLEASANT AVENUE; ON CONDITION THAT 1) HIGHWAY STEEL BUMPER GUARDS BE INSTALLED ALONG MT. PLEASANT AVENUE EXCEPT AT DRIVEWAYS; AND CONCRETE WHEEL STOPS BE INSTALLED ALONG THE ENTIRE NORTHERLY AND SOUTHERLY PROPERTY LINES.

(Vote of Board of Adjustment 3-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. SIMON F. GLUCK, 98 SCOLES STREET, CLIFTON, NEW JERSEY, the applicant, appeared before the Municipal Council.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-A-3.

The City Clerk read APPLICATION OF ROBERT P. MORAN, ARCHITECT (NEW WELL NARCOTICS REHABILITATION CENTER, OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT EXTENSION AND 3-STORY SIDE ADDITION TO EXISTING DRUG REHABILITATION CENTER; ON PREMISES 91-97 SOUTH ORANGE AVENUE.

(Vote of Board of Adjustment 3-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. FRANK D'GIOVANNI, 1180 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, Attorney representing the applicant, appeared before the Municipal Council.

MR. GEORGE HICKS, 555 ELIZABETH AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council. He stated the New Well Narcotics Rehabilitation Center has been doing well at 91-95 South Orange Avenue for the past four years and this lot will allow them to extend the operation. Mr. Hicks urged the Municipal Council to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-A-4.

The City Clerk read APPLICATION OF ADVANCED SERVICE SYSTEMS (GIORDANO HOLDING CO., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT WELDING OF GARBAGE COMPACTORS; ON PREMISES 307 CHESTNUT STREET.

(Vote of Board of Adjustment 3-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

4-A-5.

The City Clerk read APPLICATION OF JOSEPH REGGIO (LOUIS KUKICH, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE BODY, FENDER WORK AND PAINTING SHOP; ON PREMISES 1477 McCARTER HIGHWAY; ON CONDITION THAT 1) EASEMENT BE REGISTERED WITH THE COUNTY CLERK; 2) SUCH USE IS LIMITED TO THE PERIOD ENDING TWO YEARS FROM DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 3-0)

(Previous application approved February 3, 1960, for establishment of automobile repair shop including body and fender work and spot painting, 1473-1479 McCarter Highway)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JEFFREY K. MCKINLEY, 21 PACIFIC STREET, NEWARK, NEW JERSEY, Attorney representing the applicant, appeared before the Municipal Council.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

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ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF SHIPMAN STREET AS LAID OUT 43.5 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM WILLIAM STREET TO BRANFORD PLACE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

6-F-b. The City Clerk read AN ORDINANCE TO CREATE WITHIN THE OFFICE OF THE MAYOR THE NEWARK FILM COMMISSION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

6-F-c. The City Clerk read AN ORDINANCE AUTHORIZING THE SALE OF APPROXIMATELY 3,000 SQUARE FEET OF LAND LOCATED ON ROUTE 23 IN WEST MILFORD.

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING RICHARDS STREET AND SCHALK STREET AS ONE-WAY STREETS AND SHAW AVENUE AS A ONE-WAY STREET.

(Richards Street, Southbound, from Raymond Boulevard to Ferry Street

Schalk Street, Northbound, from Ferry Street to Raymond Boulevard

Shaw Avenue, Eastbound, from Wainwright Street to Leslie Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE NAMING THE NEW ROADWAY CONNECTING CHANCELLOR AVENUE AND SCHLEY STREET, AS PART OF ROUTE I-78 PROJECT, AS FABYAN TERRACE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

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to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON COMMERCE COURT.

(Deleting Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT.

(Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Nye Avenue and Osborne Terrace)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE CONCERNING ALCOHOLIC BEVERAGE CONTROL AND AMENDING AND SUPPLEMENTING TITLE 4 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK.

(Local issuing authority, at their discretion, may allow transfer of such licenses free of the 1,000 foot limitation if requirements are met)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, President Harris.

Not Voting: Councilmen Bottone, Carrino.

President Harris: The yeses are six, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND TITLE 4, CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(To allow premises with retail consumption license and premises with retail distribution license to be within 1,000 feet of each other)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

Not Voting: Councilman Bottone.

President Harris: The yeases are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 3, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CORTLAND PLACE AS A ONE-WAY STREET, SOUTH CEDAR LANE AND NORTH CEDAR LANE AS ONE-WAY STREETS AND STECHER STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

| <u>STREET</u> | <u>DIRECTION OF TRAVEL</u> | <u>FROM</u> | <u>TO</u> |
|------------------|--------------------------------|------------------------|------------------------|
| Cortland Place | Southbound | Ferry Street | Horatio Street |
| South Cedar Lane | Southbound | Stephen Crane Plaza | its terminus |
| North Cedar Lane | Northbound | Stephen Crane Plaza | North Magnolia Lane |
| Stecher Street | Southbound | Lyons Avenue | its terminus |

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

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403 President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-bo on this Calendar at this time was made by Councilman Martinez, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

/ 7-R-bo.

RESOLUTION COMMENDING "THE SHONDELLS" FOR OUTSTANDING AND MERITORIOUS ACHIEVEMENT.

(Copy of resolution submitted to each Member of the Council)

Councilman Martinez stated "The Shondells" were in the audience. This drill team of young girls from Otto Kretchmer Homes are supported only by contributions from private donors and self-sponsored charitable events. They have participated in numerous competitions all over the nation and have emerged victorious from many of them. Recently the Shondells participated in a National Competition in Miami, Florida.

Councilman Martinez, on behalf of the Municipal Council, presented an inscribed resolution of commendation to Team Director Sandra Bellinger and to each of the Shondells for outstanding and meritorious achievement.

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-Ph, S & F-b.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "IMPOUNDING VEHICLES ILLEGALLY PARKED" OF TITLE 23, CHAPTER 5, SECTION 23:5-11 (b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-11 (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966, be hereby amended to read as follows:

23:5-11 Impounding Vehicles Illegally Parked

(b) Such member has reasonable grounds to believe that such vehicle has been abandoned as defined in N.J.S.A. 39:4-56.5;

Section 2. All prior ordinances or part of prior ordinances which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. That a copy of this ordinance shall be forwarded to the New Jersey Department of Transportation upon final passage.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-3, PROHIBITING RIGHT TURNS OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-3 Prohibiting Right Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

South on Broad Street to West on Central Avenue.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 20, 1976

Section 1. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Exiting North from Presbyterian Hospital Lot (Vacated South Tenth Street) on Gould Avenue to West on Gould Avenue.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO CREATE WITHIN THE DEPARTMENT OF ADMINISTRATION A DIVISION OF CONSUMER AFFAIRS)

WHEREAS, a lack of consumer oriented educational programs, unscrupulous business practices and inadequate delivery of municipal services have, in the past, contributed to the instability of a viable economic community; and

WHEREAS, the report of the National Advisory Committee on Civil Disorders identified consumer problems as one of the major grievances underlying the 1967 civil disturbances; and

WHEREAS, the municipal council of the City of Newark finds and recognizes the need for an agency to protect the interests of consumers and businesses, to improve consumer-merchant business relationships and to resolve consumer-municipal department problems,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That Title 2, Department of Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended by adding to chapter 5, Article 1 a Division of Consumer Affairs as follows:

Article 1 In General

2:5-1 Establishment and general organization of department.

There shall be a department of administration, the head of which shall be the business administrator. The department shall consist of the division of:

- (a) Budget;
- (b) Personnel;
- (c) Central purchase;
- (d) Taxicabs;
- (e) Consumer Affairs.

Section 2. That Chapter 5, Title 2, Department of Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended by adding Article 8, creating the Division of Consumer Affairs and setting forth the powers and duties of the director as follows:

Article 8. Division of Consumer Affairs

2:5-22 Division created; Head

There shall be, within the department of administration, a division of consumer affairs to be known as the Office of Consumer Action, the head of which shall be the City consumer affairs director.

2: 5-23 City consumer affairs director

(a) Qualifications; compensation.

The consumer affairs director shall meet the qualifications established pursuant to Chapter 376 of the laws of 1975 and shall be appointed by the mayor with the advice and consent of the municipal council. The compensation of the city consumer affairs director shall be such sum annually as shall be fixed by ordinance of the council.

(b) Powers and duties.

The city director of consumer affairs shall:

1. Organize and administer the work of the division.

2. Organize and plan projects, conferences and action programs to further the objectives of the division.

3. Formulate and implement educational programs which will provide consumers with essential knowledge which could be utilized in consumer-merchant and consumer-municipal agency transactions.

4. Cooperate with federal, state and city agencies and consumer orientated organizations in the development of appropriate legislation and programs to protect the interests of consumers.

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5. Recommend to the mayor and to city agencies policies and procedures as to matters affecting the interests of the public as consumers.

6. Foster mutual understanding, goodwill, cooperation and respect among consumers, merchants and city agencies.

7. Maintain a continuing liaison with community groups and religious, civic and consumer oriented organizations in order to involve them in the program of the agency.

8. Make such investigations and studies of any aspect of consumerism as will aid in furthering the general purposes of the division.

9. Issue such reports of investigations and studies and such other publications as will tend to minimize or eliminate illegal, unfair and unethical consumer practices.

10. Keep abreast of all statutes, ordinances, regulations, surveys, studies, projects and techniques in the field of consumer affairs.

11. Receive and process private complaints and initiate investigations of alleged violations of federal, state and local laws and of alleged unfair and unethical consumer practices.

12. Serve as a mediator between consumers and businesses and between consumers and representatives of city agencies in order to resolve complaints.

13. Exercise the powers delegated to the director by the state attorney general, pursuant to Chapter 376 of the Laws of 1975.

2: 5 -24 Cooperation of city departments and agencies.

All City departments and agencies shall cooperate with the division in all respects in fulfilling its purpose.

Issuance of subpoenas and the initiation of litigation as provided by Chapter 376 of the laws of 1975 will not commence without the advice and consent of the Corporation Counsel for the City of Newark.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

Section 5. Recognizing that the Division of Consumer Affairs is federally funded by the Housing Development Community Act, if through any cause funds should cease to be available, the City of Newark is to incur no liability with respect to the operation of the program.

October 20, 1976

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and directing the City Clerk to return this ordinance to Administration, as per their request, was made by Councilman Giuliano, seconded by Councilman Carrino.

Upon question posed by Councilman Tucker, the City Clerk replied Administration requested this ordinance be returned to them because there are no titles presently in Administration to carry out the function of the Division of Community Affairs and they are reluctant, at this time, to create another City Agency. It is now a Federally Funded Program. The subpoena power still remains with the City, as the ordinance would contemplate it to be.

The motion to close the hearing and directing the City Clerk to return this ordinance to Administration, as per their request, was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-ba) AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF STARTER, DIVISION OF TAXICABS, AND TO ESTABLISH SALARY THEREFOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1(e) of ordinance 6S&Fd adopted June 18, 1975, amending Section 1 of ordinance 6S&Fba, adopted November 22, 1966, be further amended to create the following permanent position and establishing the minimum and maximum salaries and title codes therefor, to wit:

(e) Division of Taxicabs

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|-------------------|----------------------------------|----------------------------------|
| Starter 800120 | \$8,320 | \$8,320 |

Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 3. That the position created hereby is conditioned on the receipt of funds from the Port Authority of New York and New Jersey for reimbursement of costs incurred by the City of Newark for this position.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE TO REGULATE, CONTROL AND STABILIZE RENTS AND CREATE A RENT CONTROL BOARD WITHIN THE CITY OF NEWARK.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, COUNTY OF ESSEX AND STATE OF NEW JERSEY, AS FOLLOWS:

Sec. 1 - Statement of Policy

A. The governing body of the City of Newark does hereby declare that an emergency exists within the City of Newark with respect to the rental of housing space in dwellings by reason of the demands for increases in rent which are hereby determined to be exorbitant, speculative and unwarranted; and

B. This emergency has been created by housing demolitions, deterioration of a substantial portion of the existing housing stock, insufficient new housing construction, increased cost of construction and finance, and growing inflation. This has caused a substantial and increasing shortage of rental housing accommodations for families of low and moderate income and abnormally high rents; and

C. Unless residential rents of tenants are regulated and controlled, such emergency and the further inflationary pressures resulting therefrom will produce serious threats to the public health, safety and general welfare of the citizens of the City of Newark; and

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D. The fear of being evicted without just cause and being forced to seek housing in such a market discourages Newark tenants from complaining about exorbitant increases in rent and about the continued deterioration of housing, and this fear thus contributes to these harmful conditions; this warrants legislative action by the governing body; and

E. Under the police powers granted to the City of Newark and in order to protect the health, safety and welfare of the citizens of the City of Newark, it is necessary to regulate, control and stabilize rents and create a rent control board for the City of Newark.

Sec. 2 - Definitions

(a) "Housing Space", means that portion of a dwelling rented or offered for rent for living and dwelling purposes to one individual or family unit, together with all privileges, services, furnishings, furniture, equipment, facilities, improvements and common areas connected with the use or occupancy of such portion of the property.

(b) "Dwelling", means any building, structure, trailer or land used as a trailer park, rented or offered for rent to one or more tenants, or family units.

(c) "Available for Rent to Tenants", means housing fit for habitation as defined by the statutes, codes and ordinances in effect in the State of New Jersey, County of Essex and City of Newark, and offered for rent, whether occupied or unoccupied.

(d) "Notice", means written notice to a tenant or landlord which is mailed to the tenant's residence or the landlord's residence or offices by regular mail of any proceedings or determinations of the Board.

(e) "Housing Services", means repairs, replacement and maintenance, painting, providing light, heat, hot and cold water, elevator service (where applicable), storm windows and screens, superintendent services and any other benefit, privilege or facility connected with the use or occupancy of any proportionate part of services provided to common facilities of the building in which the dwelling is contained.

(f) "Rent", the consideration, including any bonus, benefits or gratuity demanded or received for in connection with the use or occupancy of housing space or the transfer of a lease of such housing spaces, including but not limited to monies demanded or paid for parking, pets, the use of furniture, subletting, security deposits and damage and cleaning deposits.

(g) "Tenant", a tenant, subtenant, lessee, sublessee, or any other person entitled under the terms of a housing space agreement to the use or occupancy of any housing space.

(h) "Landlord", an owner, lessor, sublessor or any other person entitled to receive rent for the use and occupancy of any housing space, or an agent or successor of any of the foregoing.

(i) "Housing Space Agreement", an agreement, oral, written or implied, between a landlord and tenant for the use and occupancy of a housing space or housing services or both.

(j) "Capital Improvement", means a permanent improvement that is reasonably expected to last more than one year. The improvement must benefit the dwelling and must be subject to allowances and depreciation under the Federal income tax provisions.

(k) "Repair", means to reconstruct a building to a sound condition or good state after decay, injury, dilapidation or partial destruction; to remedy, heal, make right, or to mend.

(l) "Periodic Tenant", is a tenant for a period of less than one year.

(m) "Month to month tenant", is a tenant for a term of one month whose tenancy shall automatically be extended for each succeeding month unless terminated as provided by statute.

(n) "Exemptions", means dwellings to which this ordinance shall not apply. Exempt dwellings include all public housing; owner occupied one, two, or three family housing space units; and motel or hotel space rented on a day to day basis to transients and any dwelling, building or structure or portion thereof rented for commercial use.

(o) "Owner occupied" means any dwelling of three units or less in at least one unit of which the owner resides.

Sec. 3 - Rent Increases

The establishment of rents between a landlord and tenant in all housing spaces shall hereafter be determined by the provisions of this ordinance. The expiration of a lease or at the termination of the lease of a periodic tenant, no landlord may request or receive a percentage increase in rent which is greater than five (5%) per cent without first petitioning the Rent Control Board.

The rental for housing space shall not be increased more than 5% in any consecutive twelve (12) month period irrespective of the number of different tenants occupying said housing space during said 12 month period, any change of ownership of the landlord or vacancy of the housing space.

Sec. 4 - Rent Rebate

The landlord shall rebate to the tenant any amount of rent collected in excess of that permissible pursuant to the terms of this ordinance by crediting the tenant with the amount of excess rent paid over a period not to exceed 14 months, or in the event the tenant is no longer in occupancy, by refunding within a one month period.

Sec. 5 - Tax Surcharge

A landlord may seek a tax surcharge from a tenant because of an increase in municipal property taxes. The tax surcharge shall not exceed that amount authorized by the following provision: The landlord shall divide the increase in the present property tax over the property tax of the previous year by the total number of rooms in the dwelling, whether occupied or unoccupied, and surcharge each tenant by the sum per room times the number of rooms in the tenant's dwelling unit. The tenant shall not be liable for a tax surcharge exceeding the tenant's percentage of the entire rent roll for the dwelling.

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Any landlord seeking a surcharge shall petition the Board for approval and shall give notice to the tenant and the Board at least thirty (30) days prior to the increase sought of the calculations involved in computing the tax surcharge including the present property tax for the dwelling, the property tax for the dwelling for the previous year, (a) total rent rolls of all units, occupied and unoccupied in the dwelling, (b) the percentage of the increase over the total rent roll, (c) the rent of the tenant and the percentage of his present rent compared to the total rent roll.

The tax surcharge each tenant is liable for shall be paid in equal monthly payments only after the landlord gives the tenant one month prior notice of the increase as required by statute.

Sec. 6 - Tax Decreases

If the municipal property taxes are decreased in a given year due to either a decrease in the property tax rate or a lowering of the assessed evaluation of the property by the municipality, then the tenants are entitled to a tax decrease. Apportionment of such decrease shall be in the same manner as apportionment of tax surcharge under Sec. 5.

In the event a tax appeal is taken by the landlord and the landlord is successful in said appeal and the taxes reduced, the tenant shall receive fifty (50%) per cent of said reductions as applied to its tax portion, after deducting all reasonable expenses incurred by the landlord in prosecuting said appeal.

The landlord shall be deemed to have received his rebate upon his receipt thereof from the receiver of taxes, or upon the execution of any agreement with the landlord. The tenant must receive notice within 14 days from when the landlord receives his notice of successful appeal. The landlord must notify the tenants within thirty (30) days of the time the landlord receives his rebate of the amount he has received with the computations on how much the tenant is entitled to. The amount due the tenant shall be forwarded to the tenant within the same thirty day period.

Sec. 7 - Capital Improvements

(a) In addition to the percentage of rental increase and tax surcharge herein provided for, the landlord may seek additional rent for capital improvements made by him in the dwelling or attributable to the dwelling. The landlord shall compute the average cost of the improvement per year of useful life by dividing the cost of the completed capital improvement by the number of years of useful life of the improvement as claimed by the landlord for income tax depreciation purposes. The amount of the monthly increase which a landlord may charge shall be prorated among all tenants benefiting from said improvements by dividing one twelfth of the annual cost of the capital improvement by the total rent roll of the units affected by the improvement in the dwelling occupied or unoccupied. No tenant shall be liable for a capital improvement increase if he receives no benefit from the improvement nor, if he benefits, shall he be liable for an increase exceeding the percentage of rent paid by him as calculated above, and all such rent increases shall be charged for no period greater than the depreciation period of said improvements. The landlord shall notify the Board and tenants at least 60 days before the effective date of the increase. The notice to the Board shall, on forms provided by the Board, include the amount of increase, a description of the improvement, and the figures used to compute the increase. The Board or a tenant may request a hearing within 30 days of receipt of notice from the landlord.

After approval by the Board of a Capital Improvement surcharge, the landlord shall give to each tenant one month prior notice of the effective date of the Capital Improvement surcharge as required by statute. 419

Sec. 8 - Landlord Hardships

In the event a landlord claims he cannot meet expenses of maintenance, financing, and/or repairs, he may appeal to the Board for a hardship rent increase. The procedure outlined in Section 1 shall be followed. In the event that a tenant requests an inspection of the premises, the Board shall order inspection by the Division of Inspections within thirty (30) days. Hardship increases approved by the Board that meet the cost of repairs shall be considered a surcharge for the purposes of this act.

Landlord shall submit proof of expenses for maintenance, repairs and financing expenditures to substantiate any hardship increase application, and the Board shall only consider said expenses for a 14 month period prior to the date of the landlord's application.

Sec. 9 - Rent Control Board

(a) There is hereby created a Rent Control Board within the office of the Mayor of the City of Newark. Said Board shall consist of five (5) members appointed by the Mayor and approved by the Council. Its composition shall be two (2) tenants, two (2) landlords, and a fifth member a graduate of law school. The term shall be for a period of two (2) years each, except that one tenant and one landlord appointed to the Board after initial passage of this act shall serve for a term of one year. Successive terms, however, shall be for two years. Board members shall serve for a maximum of two (2) consecutive terms. The Board members must reside in the City of Newark and be compensated for their services.

(b) Candidates for the position of Rent Control Board member shall submit a verified statement listing all of their interests and dealings in real property, including, but not limited to, the ownership, sale or management thereof, and their investment in, membership in or association with partnerships, corporations, joint ventures and syndicates engaged in the ownership, sale, or management of real property during the previous three (3) years.

(c) The Rent Control Board shall issue and abide by such rules and regulations, including those which are contained in this section as will further the purposes of this act. All rules and regulations shall be subject to the approval of the Municipal Council by ordinance. All rules and regulations, internal staff memoranda, and written correspondence explaining the decisions and policies of the Board shall be kept in the office of the Board and shall be available to the public for inspection and copying.

(d) Meetings: The Board shall determine the schedule of meetings and hearings as is necessary to carry out the provisions of the ordinance. Special meetings may be called upon the request of at least two (2) Board members. All regularly scheduled meetings shall be conducted in accordance with the provisions of Section 12 of this ordinance.

(e) Quorum: Three (3) Board members shall constitute a quorum. Three affirmative votes shall be required for a decision of the Board, including decisions on all motions, orders and rulings of the Board.

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(f) Dockets: The Board shall maintain and keep in its office rent adjustment hearing dockets. Said dockets shall list the time, date, place of hearing, the names of the parties involved, the addresses of the dwellings involved, and the final disposition of the petitions heard by the Board.

(g) Language: All rules, notices, orders, rulings and regulations of the Rent Control Board shall be printed in English and Spanish. Information disseminated to the public by the Board shall be disseminated in English and Spanish. At the request of a Board member, participant or observer, provision shall be made for concurrent oral translation into Spanish of any hearings or meetings of the Board.

(h) Registration: The Board shall require registration of all dwelling units. In this registration shall be included the following: the address of each dwelling unit, the name and usual address of the manager of the premises, the name and usual address of the owner or the person who is authorized to act for and on behalf of the owner for the purpose of receiving service of process and for the purpose of receiving and receipting for all notices and demands, the rent, and the housing services provided for the unit or the occupants or tenants thereof. The Board shall provide forms for this purpose.

Sec. 10 - Powers of the Rent Control Board

The Rent Control Board shall be responsible for carrying out the provisions of this act, and may request the hiring of such personnel as are needed, shall promulgate such policies, rules and regulations as will further the provisions of this act, and shall recommend to the City for adoption such ordinances and bylaws as may be necessary to carry out the purposes of this act.

The powers of the Board shall include but not be limited to the following:

(a) to grant a rental increase, decrease, a surcharge under the provisions of this act.

(b) to fix at its discretion the effective date of any approved rental increase, decrease or surcharge to be at any reasonable time prior to or after the determination of the Board.

(c) to hold public hearings (see Sec. 12).

(d) to obtain, keep and maintain all available records, and all other data and information necessary to the enforcement and application of this ordinance.

(e) to promulgate rules and regulations governing all proceedings authorized by this ordinance.

(f) to supply information and assistance to landlords and tenants to help them comply with the provisions of this ordinance.

(g) the Rent Control Board may deny a rent increase if the landlord fails to register all dwellings with the Rent Control Board. (see Sec. 9)

(h) to appoint an Administrator of the Rent Control Board, for a term to coincide with the Administration, at an annual salary as fixed by Ordinance and to be paid as other municipal salaries are paid.

Sec. 11 - Rent Decreases

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During the term of this ordinance a rent decrease may be granted by the Board for any decrease in housing space, services, furniture, furnishings or equipment.

A tenant or group of tenants may petition for rent reduction through the Rent Control Board. (see Sec. 10)

Sec. 12 - Public Hearing

(a) Petitions: The Board shall consider an adjustment of rent for an individual dwelling unit upon receipt of a petition for adjustment of rent filed by the landlord or tenant of such a unit or the Board staff. All petitions shall be filed on forms provided by the Board. No such adjustment shall be granted until after the Board considers the petition at an adjustment hearing.

(b) Notice: The Board shall notify the tenants and landlord of such petition(s). The Board shall notify both parties by regular mail that a petition was filed indicating the time, date and place of the hearing. The hearing shall be scheduled for not earlier than the sixteenth (16th) day after the day of mailing the notice of the hearing, but not later than the sixtieth (60th) day after the filing of the petition. Hearings shall be scheduled for times most convenient for all parties and may be held during the week. Hearings may be postponed or continued for good cause provided that all parties receive timely notice of such action.

(c) Records: The Board may request either party to a rental adjustment to provide it with all pertinent books, records, and papers. Any documents provided to the Board shall be made available to the parties involved at the office of the Rent Control Board at least seven (7) days prior to the hearing.

(d) Open Hearing: All rent adjustment hearings shall be open to the public.

(e) Right to Assistance: All parties to a hearing may have assistance in presenting evidence and developing their position from attorneys, legal workers, tenant union representatives or any persons designated by said parties.

(f) Hearing Record: The Board shall make available for inspection and copying by any person at his own expense an official record which shall constitute the exclusive record for decision on the issues at the hearing.

(g) Decision: The Board shall make a final decision no later than fifteen (15) days after the conclusion of the hearing. No rent adjustment shall be granted unless supported by the preponderance of the evidence submitted at the hearing. All parties shall be sent a notice of the Board's decision and a copy of the finding of fact and law upon which decision is based. At the same time, parties to the proceeding shall also be notified of their right to judicial review of the decision pursuant to Section 14 of this ordinance.

(h) Hearing Officer: The Board may at its discretion designate individuals with professional training in law, business administration, or similar field to serve as hearing officers to preside over landlord-tenant hearing when it determines that the number of petitions for hearings before the Board are so great that the Board could not hear them all itself within the time limits prescribed for such action by this act. The findings of the hearing officer resulting from hearings conducted by him shall be submitted to the Board which, after review, shall make the final ruling.

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Sec. 13 - Retaliatory Eviction

No landlord shall bring any action to recover possession of a dwelling unit as a reprisal for the tenant's efforts to secure or enforce any right under this ordinance.

Sec. 14 - Appeal (Judicial Review)

A landlord or tenant aggrieved by any action, regulation or determination of the Board may appeal in a court of appropriate jurisdiction.

Sec. 15 - No Excessive Rents

No landlord shall after the effective date of this ordinance change any rents in excess of what he was receiving from the effective date of this ordinance except for increases authorized by this ordinance.

Sec. 16 - New Construction and Substantial Rehabilitation Exempted

The owner of housing space or dwellings being rented for the first time shall not be restricted in the initial rent he charges. Any subsequent rental increase, however, shall be subject to the provisions of this ordinance. Dwellings which are substantially reconstructed or rehabilitated are exempted if the cost of reconstruction or rehabilitation during any twelve month period exceeds fifty (50%) per cent of either the undepreciated cost or the fair market value of the dwelling prior to reconstruction or rehabilitation, and the initial rent may be determined by the landlord. All subsequent rentals shall be subject to the provisions of this ordinance.

Sec. 17 - Violations

Violation of any provision of this ordinance, or misrepresentation of facts before a hearing of the Rent Control Board, shall be punishable by a fine of not more than five hundred dollars (\$500.), or imprisonment for not more than ninety (90) days or both. A violation affecting more than one housing space shall be considered a separate violation as to each housing space.

Sec. 18 - Liberally Construed

This ordinance being necessary for the welfare of the City and its inhabitants, shall be liberally construed to effectuate the purposes thereof.

Sec. 19 - Severability

If any provisions of this ordinance or the application of such provisions to any person or circumstances is declared invalid, such invalidity shall not affect other provisions or application of this act which can be given effect and, to this end, the provisions of this act are declared to be severable.

Sec. 20 - Effective Date

This ordinance shall take effect immediately upon adoption. All rents for rental of housing space and services in dwellings to which this act is applicable are hereby controlled at the rent level received by the landlord as of the date the ordinance was adopted, and no rental increases shall hereafter be instituted except as provided in this ordinance. This ordinance shall remain in full force and effect for a period not to exceed three (3) years from said effective date and shall automatically terminate, cease and be

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of no force and effect unless specifically extended by the Municipal Council by ordinance extending said term for three years, and every three years thereafter. Any such extension action must be taken by the Municipal Council prior to the date of expiration of this ordinance, and each expiration date thereafter. 453

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THOMAS J. CORBALLY, 515 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council. He stated he submitted a copy of his comments to the Municipal Council for their convenience.

Councilman Tucker stated the Council is not amending the existing ordinance. They are extending the original Rent Control Ordinance which indicates that after a considerable period of time the Council will review it. Councilman Tucker suggested Mr. Corbally submit his comments to the Rent Control Board and, if necessary, subsequently have amendments to the original ordinance come from Administration. He added if the Council does not extend the Rent Control Ordinance, they cannot amend it and there would be no Rent Control Ordinance in effect.

Mr. Corbally said he understands the present ordinance expires November 1, 1976 and experience of the last few years does not indicate the Law Department has learned anything from his suggestions which are vital to give the Rent Control Board the authority the Council wants them to have.

President Harris stated the Council will digest the material submitted by Mr. Corbally, go over it with the City Clerk's Staff and discuss it with the Rent Control Board. President Harris declared it is within the Council's purview to make amendments to existing legislation anytime they see fit. The Council would be derelict and failing in their responsibility if they permit the Rent Control Board to die by not taking action tonight.

The City Clerk was directed to invite Business Administrator Walls, Corporation Counsel Buck, Rent Control Board Administrator Shirley Green and Indirect Cost Specialist Thomas J. Corbally to meet with the Municipal Council at their special conference October 26, 1976 to discuss the Rent Control Ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

October 20, 1976

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The salary of the Supervising Court Attendant was advertised at \$10,045. - \$12,209, which salary by motion of the Council, has been amended to \$9,567. - \$11,628.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLES AND SALARY RANGES FOR COURT ATTENDANT AND SUPERVISING COURT ATTENDANT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted November 22, 1966, (6S&Fq) and amendments thereto, be and the same is hereby amended by creating the titles, the minimum and maximum salaries and codes therefor, to wit:

(c) Municipal Courts

| <u>POSITIONS</u> | | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------------|--------|----------------------------------|----------------------------------|
| Court Attendant | 313090 | \$ 7,495 | \$ 9,111 |
| Supervising Court Attendant | 390001 | \$ 9,567 | \$ 11,628 |

Section 2. The salaries for the above noted positions shall be paid up to a maximum of \$10,000 from Federal funds. All required funds in excess of \$10,000 shall be provided through the regular City salary fund procedure. All entitled benefits other than salary shall be provided through the Federal agency funding such personnel.

Section 3. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

The City Clerk stated the amendment will be advertised in accordance with law and a public hearing will be held on the amendment and the ordinance, as amended,

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will be considered for further action on November 3, 1976.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC., FOR PREMISES COMMONLY KNOWN AS 109 CHESTER AVENUE, BLOCK 680, LOT 34, FOR THE SUM OF \$163. PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF TWO YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S & F-j.

The City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor October 13, 1976)

The City Clerk read communication dated October 13, 1976 from His Honor, Mayor Kenneth A. Gibson, stating, "

"I hereby reject Ordinance 6-S & F-g as I feel this is a duplication of present services being done by Administration. Also, the creation of new positions from the municipal budget places an unnecessary burden upon the taxpayers of Newark."

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MRS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council. She stressed the needs of Senior Citizens. Mrs. Peterson begged the Council to help keep the office open at her housing development.

Councilman Martinez related several weeks ago Councilman Tucker and he attended a meeting at 763 Frelinghuysen Avenue, attended by people in the Kretchmer area, Senior Citizens and representatives of the Newark Housing Authority. Councilman Martinez voiced his objection, as Mrs. Peterson did tonight, that he did not think it was the best thing for Senior Citizens. There was no person agitating or pressuring any of the Senior Citizens. Out of 150 people, 147 voted for the new procedure to pay the rent by check. Therefore, he feels the majority has ruled. This is what the Senior Citizens want, so he will go along with it. Councilman Martinez said there will be a meeting tomorrow morning in reference to other allegations made by Mrs. Peterson in reference to serious charges against the Newark Housing Authority. This information will also be forwarded to Mrs. Peterson. The Prosecutor's Office and the Newark Housing Authority are currently involved in this matter.

Councilman Martinez recalled several months ago Mrs. Peterson made other serious allegations against the Newark Housing Authority involving bribery, extortion, assault and battery. These complaints were also investigated by the Prosecutor's Office. They spoke to the people mentioned in the allegations and no charges were preferred because there appeared to be no testimony to substantiate the allegations. Councilman Martinez assured the Council will check not only Mrs. Peterson's complaints but any other complaints that citizens of Newark bring to the Council.

Mrs. Peterson contended she knows what she is talking about. The Senior Citizens voted the way they did because they were afraid. Mrs. Peterson felt she should be present at the meeting so she could tell her side of the story.

A motion to permit Mr. Theodore Murnick to address the Municipal Council under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

6-HC-b.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, urged the Municipal Council to shorten period of registration to address the Municipal Council. He does not think it is necessary to get special permission of the Council to address them.

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Mr. Murnick spoke in favor of the ordinance establishing a Program Audit and Evaluation Team. He said Newark has received more than \$500 million in State and Federal grants since 1970. He questioned where this money has gone. The poor, elderly and those who live in substandard housing are the ones who should be screaming for an audit. One of the conditions Senator Wallwork proposed for the request for a two year moratorium was for an audit. The speaker asked what will happen when the six month moratorium runs out. Mr. Murnick felt the Mayor should endorse the audit rather than veto it. He urged the Municipal Council to override the Mayor's veto of this ordinance.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH CHARLES MATTHEWS, 360 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, TO SERVE AS AN EQUAL EMPLOYMENT OPPORTUNITY CONSULTANT TO THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING FOR COMPENSATION AT A RATE OF \$75. PER DAY FOR SUM NOT TO EXCEED \$7,500.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE 1. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled August 4, 1976)

(Resolution removed from the Table September 15, 1976)

A motion to table this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-b.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "NEWARK MUNICIPAL COURT AND IMPROVEMENT PROJECT"; CONTRACT PROVIDES FOR FUNDING FROM SLEPA- \$59,113., STATE BUY-IN-\$3,284., LOCAL CASH-\$44,551., (ACTUAL CASH REQUIRED EQUALS \$3,284., MONIES PREVIOUSLY APPROVED, 7-R-c, SEPTEMBER 1, 1976).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

October 20, 1976

7-R-c.

RESOLUTION RATIFYING CONTRACT BETWEEN MAYOR AND NORTH WARD COMMUNITY CULTURAL CENTER FOR PURPOSE OF IMPLEMENTING THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR PERIOD SEPTEMBER 1, 1976 TO OCTOBER 6, 1976; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NORTH WARD COMMUNITY CULTURAL CENTER FOR PURPOSE OF IMPLEMENTING THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR PERIOD OCTOBER 7, 1976 TO AUGUST 31, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-d.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR NORTH WARD COMMUNITY ENRICHMENT PROJECT; CONTRACT PROVIDES FUNDING FROM SLEPA-\$100,000., STATE BUY-IN-\$5,555., LOCAL CASH-\$5,556., TOTALLING \$111,111. (CITY RECEIVED GRANT ON AUGUST 26, 1976 FOR \$105,555. FROM STATE LAW ENFORCEMENT PLANNING AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-e.

RESOLUTION APPROVING APPLICATION OF THE NEWARK HOUSING AUTHORITY OF THE CITY OF NEWARK TO THE GOVERNMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$1,700,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH PROPOSAL TO PURCHASE, REHABILITATE AND OPERATE A 56-UNIT HOUSING PROJECT KNOWN AS POMONA GARDENS, 683-689 ELIZABETH AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Newark Housing Authority Executive Director Notte met with the Council
October 19, 1976)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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7-R-f.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, URBAN RODENT AND INSECT CONTROL PROGRAM, \$261,495., ITEM AVAILABLE FROM NEW
JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Health and Welfare Director Buford to meet with the Municipal Council at their special conference October 26, 1976 to discuss this matter, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-g.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH THEATER OF UNIVERSAL IMAGES FOR PERIOD OCTOBER 21, 1976 TO JANUARY
19, 1977, WHO WILL OPERATE A TRAINING PROGRAM FOR NEWARK RESIDENTS IN RADIO AND TELE-
VISION PRODUCTION AND CINEMATOCGRAPHY FOR SUM NOT TO EXCEED \$45,610.50; SOURCE OF FUNDS-
COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT
COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1)(a); AUTHORIZING ADVERTISING OF
RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled August 4, 1976)

(Resolution removed from Table October 6, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, President Harris.

No: Councilmen Bottone, Carrino.

7-R-h.

RESOLUTION AMENDING RESOLUTION 7-R-o, JUNE 22, 1976, CONTRACT WITH AUTOMATIC
DATA PROCESSING INC., BY INCREASING COST OF SAID CONTRACT FROM \$35,717.50 TO \$45,717.50
AND TO INCORPORATE INTO SAID CONTRACT ADDITIONAL PROVISIONS FOR LIABILITY WITH RESPECT
THERETO; SOURCE OF FUNDS FOR ADDITIONAL INCREASE - COMPREHENSIVE EMPLOYMENT AND TRAINING
ACT OF 1973, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-1.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, NEWARK MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROJECT, \$62,397.; ITEM
AVAILABLE FROM STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded
by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-j.

RESOLUTION ENGAGING SAMUEL KLEIN AND COMPANY FOR 1977 AUDIT AND AUTHORIZING
EXECUTION OF AGREEMENT THEREFOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-k.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT
NEEDED FOR PUBLIC USE, DIVISION OF MOTORS, SCRAP VEHICLES, 2 DUMPSTER BOXES, 25 TONS
(APPROXIMATELY) SCRAP METAL (STEEL) AND 65 JUNK BATTERIES; PURSUANT TO LOCAL PUBLIC
CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS, TOTALING
\$476,013.74, TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT "A", OVERPAYMENTS
CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF STATE BOARD JUDGMENTS,
COUNTY BOARD JUDGMENTS AND CASH OVERPAYMENTS, FOR YEARS 1970, 1971, 1972, 1973, 1974
AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

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7-R-m.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION OF APPROXIMATELY 2,430

SQUARE FEET OF OFFICE SPACE ON THE EIGHTH (8TH) FLOOR OF CITY-OWNED BUILDING AT 20 PARK PLACE, BLOCK 17, LOT 1, FOR A ONE YEAR PERIOD AT A MINIMUM RENTAL OF EIGHT HUNDRED AND TEN (\$810.00) DOLLARS PER MONTH, PURSUANT TO N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-n.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MARJORY A.

RIGGINS, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 1, 1976 AND ENDING DECEMBER 31, 1976. (COURT ATTENDANT - FIRST LEAVE BEGAN JANUARY 1, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR

\$217.19 TO DETECTIVE JOSEPH A. CLARK, UPON RECEIPT OF A GENERAL RELEASE (AND A SUBROGATION AGREEMENT EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK) AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGES INCURRED TO HIS PRIVATE AUTOMOBILE USED FOR OFFICIAL POLICE PURPOSES, AT WHICH TIME HE WAS INVOLVED IN A COLLISION AT INTERSECTION OF CHESTNUT AND VAN BUREN STREETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH ST. COLUMBA CHURCH (FOR ST. COLUMBA SCHOOL) FOR USE OF ITS FACILITY AT 23-25 PENNSYLVANIA AVENUE, NEWARK, FOR PERIOD OCTOBER 30, 1976 TO DECEMBER 31, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK, FOR PERIOD OCTOBER 30, 1976 TO DECEMBER 31, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEWARK HOUSING AUTHORITY (FOR SETH BOYDEN PROJECT) FOR USE OF ITS FACILITY AT 120 DAYTON STREET, NEWARK, FOR PERIOD OCTOBER 30, 1976 TO DECEMBER 31, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

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7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEWARK HOUSING AUTHORITY (FOR SCUDDER HOMES-PROJECT) FOR USE OF ITS FACILITY AT 69 LINCOLN STREET, NEWARK, FOR PERIOD OCTOBER 30, 1976 TO DECEMBER 31, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH UNITED COMMUNITY CORPORATION - GOLDEN AGE PROJECT FOR USE OF ITS FACILITY AT UNITED CENTRAL PRESBYTERIAN CHURCH, 377 CLINTON AVENUE, NEWARK, FOR PERIOD OCTOBER 30, 1976 TO DECEMBER 31, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE NEWARK HOUSING AUTHORITY (FOR STEPHEN CRANE PROJECT) FOR USE OF ITS FACILITY AT 900 FRANKLIN AVENUE, NEWARK, FOR PERIOD OCTOBER 30, 1976 TO DECEMBER 31, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-v.

RESOLUTION AMENDING RESOLUTION 7-R-c, JULY 20, 1976, APPROVING PARTICIPATION OF CITY OF NEWARK WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR A CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "YOUTH AID AND SERVICES PROJECT" TO CORRECT GRANT DOLLAR AMOUNT, RECOMMENDED BY THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY- FEDERAL-\$11,965., STATE BUY-IN-\$664., LOCAL CASH (H.C.D.A.)-\$13,857., TOTAL \$26,486. (NO EXPENDITURE OF PUBLIC FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-w.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR A CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "YOUTH AID AND SERVICES PROJECT"; SOURCE OF FUNDS - SLEPA-\$11,965., STATE BUY-IN-\$664., LOCAL CASH (H.C.D.A.)-\$13,857., TOTAL-\$26,486. (CITY RECEIVED GRANT ON AUGUST 26, 1976 FOR \$12,629. FROM STATE LAW ENFORCEMENT PLANNING AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-x.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH PANTRY PRIDE & FOOD FAIR, INC., NORTH JERSEY COMMUNITY UNION, FOODTOWN SUPERMARKETS, ATLANTIC & PACIFIC TEA COMPANY AND OLSHIN'S PHARMACY, FOR PERIOD JULY 1, 1976 TO SEPTEMBER 30, 1976, FOR PROVISION OF NECESSARY ELEMENTS OF FOOD COMPONENT OF W.I.C. PROGRAM; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AN AGREEMENT WITH EACH GROCER FOR PROVISION OF FOOD SERVICES TO W.I.C. PROGRAM, FOR PERIOD ENDING SEPTEMBER 30, 1976; MAXIMUM AMOUNT TO BE PAID BY CITY \$512,900., FROM U. S. DEPARTMENT OF AGRICULTURE GRANT, THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH, IN AMOUNT OF \$615,480. (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-2; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-y.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH COLLEGE OF MEDICINE
AND DENTISTRY OF NEW JERSEY, FOR MATERNITY INFANT CARE PROJECT, FOR PERIOD JULY 1, 1976
TO SEPTEMBER 30, 1976, FOR CLINICAL SERVICES TO W.I.C. PROGRAM. (RESOLUTION 7-R-bm,
JUNE 16, 1976, AUTHORIZED ACCEPTANCE OF GRANT FROM U. S. DEPARTMENT OF AGRICULTURE
THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH, IN SUM OF \$615,480.) (NO MONETARY
COMPENSATION TO BE PAID BY CITY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-z.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH THE FRIENDS OF
CLINTON HILL, INC. FOR BESSIE SMITH HEALTH CENTER, FOR PERIOD JULY 1, 1976 TO SEPTEMBER
30, 1976; FOR CLINICAL SERVICES TO W.I.C. PROGRAM. (RESOLUTION 7-R-bm, JUNE 16, 1976,
AUTHORIZED ACCEPTANCE OF GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY
STATE DEPARTMENT OF HEALTH, IN SUM OF \$615,480.) (NO MONETARY COMPENSATION TO BE PAID
BY CITY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-ba.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH NORTH JERSEY
COMMUNITY UNION, FOR PERIOD JULY 1, 1976 TO SEPTEMBER 30, 1976, FOR CLINICAL SERVICES
TO W.I.C. PROGRAM; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT
WITH NORTH JERSEY COMMUNITY UNION FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM,
IN AMOUNT OF \$1,600., FOR PERIOD JULY 1, 1976 TO SEPTEMBER 30, 1976. (DERIVED FROM
GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH,
IN AMOUNT OF \$615,480.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

7-R-bb.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MARTLAND HOSPITAL, FOR PERIOD JULY 1, 1976 TO SEPTEMBER 30, 1976, FOR CLINICAL SERVICES TO W.I.C. PROGRAM; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MARTLAND HOSPITAL, FOR PROVISION OF CLINICAL SERVICES TO W.I.C. PROGRAM, IN AMOUNT OF \$1,400., FOR PERIOD JULY 1, 1976 TO SEPTEMBER 30, 1976. (DERIVED FROM GRANT FROM U. S. DEPARTMENT OF AGRICULTURE THROUGH NEW JERSEY STATE DEPARTMENT OF HEALTH, IN AMOUNT OF \$615,480.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bc.

RESOLUTION COMMENDING WILLIAM J. CORNETTA, JR., FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bd.

RESOLUTION ENDORSING CONFERENCE ON AN ASSESSMENT OF NEWARK 1967 - 1977 TO BE HELD OCTOBER 1, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-be.

RESOLUTION RATIFYING CONTRACT WITH JAMES R. COWAN, JR., M. D., FOR DELIVERY OF MEDICAL AND PSYCHIATRIC SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECT, FROM OCTOBER 11, 1976 TO OCTOBER 20, 1976; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH JAMES R. COWAN, JR., M. D., FOR DELIVERY OF MEDICAL AND PSYCHIATRIC SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECT, FROM OCTOBER 21, 1976 TO JUNE 24, 1977; MAXIMUM AMOUNT TO BE PAID \$9,560. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

October 20, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDATORY AGREEMENT WITH THE NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT ADDITIONAL FUNDS FROM SAID NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS IN SUM OF \$129,226. FOR NEWARK NUTRITION PROGRAM FOR THE ELDERLY-TITLE VII, AND TO EXTEND PERIOD OF CURRENT GRANT TO SAID PROGRAM, PRESENTLY COVERING NOVEMBER 1, 1975 TO OCTOBER 31, 1976, TO DECEMBER 31, 1976. (\$555,891.-NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, \$74,902.-CITY OF NEWARK AS IN-KIND CONTRIBUTION, \$42,800.-FUNDS GENERATED BY PROGRAM, TOTAL-\$673,593.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bg.

RESOLUTION RATIFYING CONTRACT WITH UNIFIED VAILSBURG, INC., FOR MEALS AND SERVICES PREVIOUSLY FUNDED BY TITLE XX OF THE SOCIAL SECURITY ACT, SUBJECT TO PROVISIONS OF TITLE VII OF THE OLDER AMERICANS ACT, FOR PERIOD JULY 1, 1976 TO OCTOBER 20, 1976; AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTRACT WITH UNIFIED VAILSBURG, INC. FOR MEALS AND SERVICES PREVIOUSLY FUNDED BY TITLE XX OF THE SOCIAL SECURITY ACT, SUBJECT TO PROVISIONS OF TITLE VII OF THE OLDER AMERICANS ACT, FOR PERIOD OCTOBER 21, 1976 TO DECEMBER 31, 1976, FOR TOTAL AMOUNT \$33,418. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, conditioned on the receipt of a certification of availability of funds for the contract amount, was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

October 20, 1976

7-R-bh.

RESOLUTION AMENDING CONTRACT BETWEEN CITY OF NEWARK AND THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY-NEW JERSEY MEDICAL SCHOOL (7-R-dg, JULY 14, 1976) TO HAVE SAID COLLEGE DESIGNATED THEREIN AS AN INSTITUTION OF HIGHER EDUCATION OF THE STATE OF NEW JERSEY, BY DELETING FROM PARAGRAPH 5 OF SAID CONTRACT THE WORDS "ONE (1) CHEMIST AND" AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AMENDED CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY-NEW JERSEY MEDICAL SCHOOL WHICH EFFECTS AUTHORIZED CONTRACT MODIFICATIONS. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ACT AS AGENT OF THE CITY OF NEWARK TO ENTER INTO CONTRACT WITH MAIER LUMBER COMPANY, INC., HIGHEST RESPONSIBLE BIDDER, FOR SELECTIVE TIMBER CUTTING, OF APPROXIMATELY 260,000 BOARD FEET OF TIMBER IN WEST MILFORD TOWNSHIP FOR \$20,020. AS PROVIDED FOR IN BIDS AND SPECIFICATIONS; SAID FUNDS SHALL BE COLLECTED ON BEHALF OF CITY OF NEWARK BY THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION PURSUANT TO RESOLUTION 7-R-h, MARCH 20, 1974, AS AMENDED BY RESOLUTION 7-R-k, JULY 16, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-dy, JULY 14, 1976, AUTHORIZING CONTRACT WITH UNITED COMMUNITY CORPORATION FOR CATERED MEALS TO BE PROVIDED TO NEWARK NUTRITION PROGRAM FOR THE ELDERLY, TITLE VII, BY EXTENDING CONTRACT FROM OCTOBER 30, 1976 TO NOVEMBER 15, 1976 IN SUM OF \$156,988.80, COMPUTED 690 MEALS PER DAY, 158 DAYS-109,020 MEALS, AT \$1.44 PER MEAL - \$156,988.80.; AND AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AMENDED CONTRACT WITH UNITED COMMUNITY CORPORATION EFFECTING APPROVED CHANGES. (EXTENSION OF CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

October 20, 1976

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bk.

RESOLUTION AMENDING RESOLUTION 7-R-bo, SEPTEMBER 1, 1976, AUTHORIZING CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME, 1155 PLEASANT VALLEY WAY, WEST ORANGE, FOR FURNISHING KOSHER MEALS IN TITLE VII NUTRITION FOR THE ELDERLY PROGRAM, BY EXTENDING CONTRACT FROM OCTOBER 30, 1976 TO NOVEMBER 15, 1976, IN AMOUNT OF \$1.70 EACH MEAL, NOT TO EXCEED \$8,752.40, COMPUTED AT RATE OF 75 MEALS PER DAY; AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AMENDED CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME EFFECTING APPROVED CHANGES. (EXTENSION OF CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, 701 COMPREHENSIVE PLANNING GRANT (FY 1976), \$85,500.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO AMEND CURRENT CONTRACT WITH ENRIQUE ORTEGA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FROM APRIL 21, 1976 TO DECEMBER 31, 1976, TO INCREASE NUMBER OF WORK HOURS FROM 3 TO 9 HOURS PER WEEK, EFFECTIVE SEPTEMBER 21, 1976; AND AMENDING PARAGRAPH 2 OF RESOLUTION 7-R-j, APRIL 21, 1976, TO INCREASE MAXIMUM AMOUNT TO BE PAID FROM \$2,750. TO \$5,000.; SAID AMOUNT BUDGETED IN 1976 MUNICIPAL OPERATING BUDGET. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

October 20, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE PROPOSED CONTRACT BETWEEN CITY OF NEWARK AND NEW JERSEY HEALTH SERVICES CORPORATION, FOR \$15,000., FOR PLANNING AND DEVELOPING THREE POLICY AND PROCEDURE MANUALS FOR DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD OF ONE YEAR. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bo.

RESOLUTION COMMENDING "THE SHONDELLS" FOR OUTSTANDING AND MERITORIOUS ACHIEVEMENT.

(Copy of resolution submitted to each Member of the Council)

(For action on this matter, see Page 10 in the minutes of this meeting)

7-R-bp.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-ba) AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF STARTER, DIVISION OF TAXICABS, AND TO ESTABLISH SALARY THEREFOR) (\$8,320.-\$8,320.)" ADOPTED OCTOBER 20, 1976 (6-Ph, S & F-f), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bq.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE TO REGULATE, CONTROL AND STABILIZE RENTS AND CREATE A RENT CONTROL BOARD WITHIN THE CITY OF NEWARK," ADOPTED OCTOBER 20, 1976 (6-Ph, S & F-g), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

October 20, 1976

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH ONORATO CONSTRUCTION COMPANY, INC., 324 VALLEY STREET, SOUTH ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-11, CONSTRUCTION OF CURBS AND SIDEWALKS, REPAVEMENT AND TREE PLANTING IN PORTIONS OF CABINET, BERGEN, WEST MARKET STREETS AND LITTLETON AVENUE, FOR TOTAL SUM OF \$170,763.47, AS SHOWN IN PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS IN AMOUNT NOT TO EXCEED TOTAL OF \$2,500. (FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, SECOND YEAR FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH INTERSTATE CURBS AND SIDEWALKS, 147 KANSAS STREET, HACKENSACK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-14, CONSTRUCTION OF CURBS AND SIDEWALKS, AND PLANTING TREES IN PORTIONS OF SOUTH ORANGE AND MORRIS AVENUES AND BRUCE STREET, FOR TOTAL SUM OF \$19,034.40, BASED UPON ALTERNATE BID SHOWN IN PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS IN AMOUNTS NOT TO EXCEED \$2,500. (FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, SECOND YEAR FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT NO. 76-15

ON BEHALF OF CITY OF NEWARK, WITH INTERSTATE CURBS AND SIDEWALKS, 147 KANSAS STREET, HACKENSACK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONSTRUCTION OF CURBS AND SIDEWALKS, REPAVEMENT AND TREE PLANTING IN PORTIONS OF WEST MARKET, NORFOLK AND WARREN STREETS, FOR TOTAL SUM OF \$70,767.50, AS SHOWN IN PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT, IN AMOUNT NOT TO EXCEED TOTAL OF \$2,500. (FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, SECOND YEAR FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bu.

RESOLUTION AWARDDING CONTRACT TO NAPP-GRECCO COMPANY, 1550 McCARTER HIGHWAY,

NEWARK, LOWEST RESPONSIBLE BIDDER, FOR RESURFACING PORTIONS OF SIXTEENTH AVENUE (SECTION 2) AND EIGHT (8) OTHER STREETS (WASHINGTON STREET, NORTH 6TH STREET, ELIZABETH AVENUE (SECTION 2) WALNUT STREET, SUSSEX AVENUE, LAFAYETTE STREET, CENTRAL AVENUE AND ORANGE STREET) AS OUTLINED IN RESOLUTION 7-R-bf, MAY 19, 1976, FOR \$728,950.05, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS AND UPON CONDITION OF APPROVAL BY STATE COMMISSIONER OF TRANSPORTATION; AND AUTHORIZING DIRECTOR OF ENGINEERING, SUBJECT TO STATE APPROVAL, TO EXECUTE SAID CONTRACT; TO BE PAID FROM STATE MONIES, LESS 10% BY CITY, PROVIDED AND RESERVED IN 1971-1975 BUDGET APPROPRIATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS IN AMOUNTS NOT TO EXCEED \$2,500. OR 10% OF CONTRACT PRICE, WHICHEVER IS LESS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

7-R-bv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS

IN 1976 NEWARK BUDGET, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, SERVICES BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANTS TO DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, MISCELLANEOUS EXPENSES, GENERAL ASSISTANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by

October 20, 1976

Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO FORWARD COMMUNICATION TO MR. ALAN SAGNER,
COMMISSIONER, DEPARTMENT OF TRANSPORTATION, DESIGNATING THE FOLLOWING PROBLEMS EXISTING
WITHIN THE CITY OF NEWARK WHICH SHOULD BE ALLEVIATED BY THE DEPARTMENT OF TRANSPORTATION:

1. ELIZABETH AVENUE FROM PEDDIE STREET TO MEEKER AVENUE SHOULD BE IMMEDIATELY
RESURFACED BECAUSE OF THE DAMAGE DONE BY THE FLOW OF HEAVY EQUIPMENT IN
CONNECTION WITH THE CONSTRUCTION OF ROUTE 78;
2. THAT THE DEPARTMENT OF TRANSPORTATION REMOVE DEBRIS AND ABANDONED CARS ON
THEIR LOT AT THE CORNER OF WATSON AND ELIZABETH AVENUES;
3. DEBRIS ALONG NYE AVENUE WHICH SERVES AS A BUFFER FOR THEIR PROPERTY SHOULD
BE REMOVED AND SPECIAL ATTENTION SHOULD BE PAID TO THE FENCE WHICH WAS
ERECTED BY THE DEPARTMENT OF TRANSPORTATION AND WHICH SERVES AS A
COLLECTION POINT FOR DEBRIS;
4. THAT THE DEPARTMENT OF TRANSPORTATION RESURFACE STECHER STREET BECAUSE
OF DAMAGE CAUSED BY HEAVY-DUTY EQUIPMENT ON SAID STREET;
5. THAT THE DEPARTMENT OF TRANSPORTATION INFORM THE COUNCIL WHEN THE EXIT
IN NEWARK FROM ROUTE 280 TO FIRST STREET WILL BE COMPLETED. IT WAS
POINTED OUT THAT THREE INDIVIDUALS HAVE BEEN KILLED AT THAT SITE SINCE
1973 AND BARRICADES ARE STILL STANDING IN THIS SITE; was made by

Councilman James, seconded by Councilman Carrino and declared adopted by President
Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 82-84 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3024, LOT 51, TO THE
HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S. 40A:12-13(b)(1)." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 20, 1976

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 801-803 BERGEN STREET, NEWARK, NEW JERSEY, BLOCK 2711, LOT 15, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$7,900.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 183 PRINCE STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 8, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$5,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 275 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 47, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone,

October 20, 1976

seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 271½ MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 19, TO THE
HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S. 40A:12-13(b)(1)." (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3,
1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino,
seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 267-267½ MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOTS 15 AND
16, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PRO-
VISIONS OF N.J.S. 40A:12-13(b)(1)." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3,
1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano,
seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES
COMMONLY KNOWN AS 276 LIVINGSTON STREET, NEWARK, NEW JERSEY, BLOCK 2595, LOT 26, TO THE
HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S. 40A:12-13(b)(1)." (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3,
1976 Calendar of the Municipal Council for first reading was made by Councilman James,
seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
President Harris.

October 20, 1976

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 378 HUNTERDON STREET, NEWARK, NEW JERSEY, BLOCK 2547, LOT 39, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$3,300.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 239 HAWTHORNE AVENUE, NEWARK, NEW JERSEY, BLOCK 3021, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 21-23 BROOKDALE AVENUE, NEWARK, NEW JERSEY, BLOCK 4065, LOT 82, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$1,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

October 20, 1976

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-
WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY
OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WAINWRIGHT PLACE
AS A ONE-WAY STREET."

(Wainwright Place, Westbound, from Wainwright Street to Fabyan Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED OCTOBER 8, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,
'AN ORDINANCE CREATING CERTAIN POSITIONS IN THE DIVISION OF HEALTH, DEPARTMENT OF HEALTH
AND WELFARE AND ESTABLISHING SALARIES THEREFOR, IN CONFORMANCE WITH GRANT-IN-AID PRO-
VISIONS OF CHAPTER 36, PUBLIC LAWS 1966 (R.S.CUM. SUPP. 26:2F-1) KNOWN AS THE STATE
HEALTH AID ACT OF 1966,' (6-S & F-e) ADOPTED APRIL 5, 1967, AS AMENDED AND SUPPLEMENTED.
(TO CREATE THE POSITIONS AND SALARY RANGES FOR OPTOMETRIST, C.H.S., PART TIME 6 HRS.
AND PUBLIC HEALTH PHYSICIAN, C.H.S., PART TIME 10 HRS.)."

(Optometrist, C.H.S.
(P.T. 6 hr. wk.) \$ 7,800. - \$ 7,800.

Public Health Physician, C.H.S.
(P.T. 10 hr. wk.) \$13,000. - \$13,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 15, 1976,
ENCLOSING PROPOSED "ORDINANCE REPEALING AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY
TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE
RESERVOIR," 6-S & F-a, MAY 5, 1976.

October 20, 1976

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED SEPTEMBER 15, 1976,
ENCLOSING PROPOSED "ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN
ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 3, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED JULY 2, 1976,
ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE PAYMENT OF ADDITIONAL COMPENSATION TO THE
POLICE DEPARTMENT STATISTICIAN (1) IN ORDER TO MAINTAIN THE PRESENT SALARY LEVEL TO THAT
POSITION." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from September 29, 1976 to October 12, 1976:

BINGO LICENSES

LICENSEE

St. Lucy's Roman Catholic Church
Remco Industries Chapter of Deborah

LICENSE NUMBER

6915 (Amended)
6957 (Amended)

October 20, 1976

BINGO LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| St. Casimir's PTA | 7055 (Amended) |
| Parents Association of St. Lucy School | 7145 (Amended) |
| St. Michael's Merry Makers | 7247 |
| St. James Roman Catholic Church | 7248 |
| Congregation B'Nai Zion | 7250 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| PTA of Our Lady of Mt. Carmel | 7004 (Amended) |
| Our Lady of Mt. Carmel PTA | 7241 |
| Women's Club of the Ironbound Boys Club | 7242 |
| Open Heart Organization of New Jersey (of Newark Beth Israel Medical Center) | 7243 |
| Friendly Field Neighborhood Center Inc. | 7244 |
| Hilary School | 7245 |
| Hilary School | 7246 |
| Church of Our Lady of Good Counsel | 7249 |

A motion to concur in the report was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

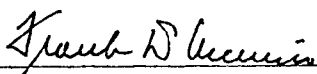
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

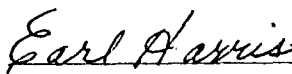
This meeting adjourned at 9:30 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, October 26, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:35 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 21, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk announced the Municipal Council on October 6, 1976 adopted Ordinance 6-Ph, S & F-q "AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT", which was forwarded to the Mayor for his signature. On October 13, 1976 Honorable Kenneth A. Gibson forwarded to the Council the following communication: "I hereby reject Ordinance 6-Ph, S & F-q as I feel this is a duplication of present services being done by Administration. Also, the creation of new positions from the municipal budget places an unnecessary burden upon the taxpayers of Newark."

On October 21, 1976, President of the Municipal Council, Earl Harris, forwarded letter to City Clerk as follows: "I am calling a special meeting of the Municipal Council of the City of Newark, for Tuesday, October 26, 1976, at 11:00 A.M. for the purpose of acting on Mayor's veto of "AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT."

ORDINANCES FOR RECONSIDERATION.

6-S & F-a.

The City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor October 13, 1976)

A motion to defer action on this ordinance was made by President Harris,

October 26, 1976

October 26, 1976

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seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

No: Councilmen Allen, Giuliano, Tucker.

ADJOURNMENT.

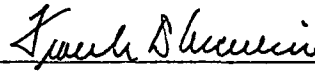
12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

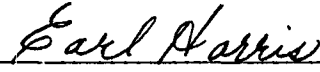
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

This meeting adjourned at 12:45 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, November 3, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:45 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Louis Caputo, Our Lady of Perpetual Help Center.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Kenneth Wilson, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 25, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented AUDIT REPORT OF NEIGHBORHOOD IMPROVEMENT PROJECT, MODEL CITIES PROGRAM, FOR PERIOD AUGUST 1, 1973 TO JULY 31, 1974, SUBMITTED BY ROSS, STEWART & BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented AUDIT REPORT OF NEWARK ENGINEERING PROJECT, MODEL CITIES PROGRAM, FOR PERIOD FEBRUARY 4, 1974 TO MARCH 31, 1975, SUBMITTED BY ROSS, STEWART & BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

November 3, 1976

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A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented AUDIT REPORT OF SANITATION ENFORCEMENT PROJECT, MODEL CITIES PROGRAM, FOR PERIOD JANUARY 28, 1974 TO FEBRUARY 25, 1975, SUBMITTED BY ROSS, STEWART & BENJAMIN, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented INTERIM REPORT OF CITY OF NEWARK, FOR 9 MONTHS ENDED SEPTEMBER 30, 1976, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Interim Report be received and staff study be made for report to the Council was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented FINANCIAL STATEMENT AND AUDIT OF PARKING AUTHORITY OF THE CITY OF NEWARK, FOR PERIOD JANUARY 1, 1976 AND ENDING JUNE 30, 1976, SUBMITTED BY ZISMAN, TRAUIG & ELBLONK, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statement and Audit Parking be received and staff study be made for report to the Council was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD SEPTEMBER 16, 1976.

November 3, 1976

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes: 484

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF SEPTEMBER, 1976.

A motion that the Report be received and placed on file was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT OF DIVISION OF BOARD OF ALCOHOLIC BEVERAGE CONTROL OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF SEPTEMBER, 1976.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT AND SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF SEPTEMBER, 1976.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF SEPTEMBER, 1976.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-6, R-32, R-38 AND C/D/S FROM

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SEPTEMBER 27, 1976 TO OCTOBER 1, 1976; URBAN RENEWAL PROJECT R-121 AND C/D/H, FROM OCTOBER 4, 1976 TO OCTOBER 8, 1976 AND LISTING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS FROM OCTOBER 11, 1976 TO OCTOBER 15, 1976; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-6, FROM SEPTEMBER 27, 1976 TO OCTOBER 1, 1976; URBAN RENEWAL PROJECTS R-6 AND R-32, FROM OCTOBER 4, 1976 TO OCTOBER 8, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD OCTOBER 11, 1976 TO OCTOBER 15, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment application, I make this statement for the benefit of those interested in this application.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF LARRY TOBIA, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONSTRUCTION OF A 1-STORY BUILDING WITH NO REAR YARD; ON PREMISES 36-38 PACIFIC STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

November 3, 1976

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING RICHARDS STREET AND SCHALK STREET AS ONE-WAY STREETS AND SHAW AVENUE AS A ONE-WAY STREET.

(Richards Street, Southbound, from Raymond Boulevard to Ferry Street

Schalk Street, Northbound, from Ferry Street to Raymond Boulevard

Shaw Avenue, Eastbound, from Wainwright Street to Leslie Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT.

(Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

November 3, 1976

(Intersection of Nye Avenue and Osborne Terrace)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 82-84 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3024, LOT 51, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-e.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 801-803 BERGEN STREET, NEWARK, NEW JERSEY, BLOCK 2711, LOT 15, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$7,900.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 183 PRINCE STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 8, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$5,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-g.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 275 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 47, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 271 1/2 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 19, TO THE HOUSING AUTHORITY OF

November 3, 1976

THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1).
(\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-i. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 267-267½ MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOTS 15 AND 16, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-j. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 276 LIVINGSTON STREET, NEWARK, NEW JERSEY, BLOCK 2595, LOT 26, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-k.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 378 HUNTERDON STREET, NEWARK, NEW JERSEY, BLOCK 2547, LOT 39, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$3,300.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-l.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 239 HAWTHORNE AVENUE, NEWARK, NEW JERSEY, BLOCK 3021, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

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to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-m. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 21-23 BROOKDALE AVENUE, NEWARK, NEW JERSEY, BLOCK 4065, LOT 82, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1). (\$1,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-n. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WAINWRIGHT PLACE AS A ONE-WAY STREET.

(Wainwright Place, Westbound, from Wainwright Street to Fabyan Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-o. The City Clerk read AN ORDINANCE REPEALING AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR, 6-S & F-a, MAY 5, 1976.

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

6-F-p.

The City Clerk read AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 15, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF SHIPMAN STREET AS LAID OUT 43.5 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM WILLIAM STREET TO BRANFORD PLACE.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

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SECTION 1. That all that part of Shipman Street as laid out 43.5 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from William Street to Branford Place, shall be vacated as a public street or highway reserving, however, to the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, and to the City of Newark, its agencies and departments, including but not limited to Public Works and Fire, with respect to the width and the length of the above described Shipman Street to be vacated, the right to enter for the purpose of laying, relaying and rebuilding, reconstructing and maintaining existing and additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council known and designated as Map No. 1710-V, dated June 17, 1976, which map is hereto attached and made a part hereof.

SECTION 2. A copy of the aforesaid Map No. 1710-V, dated June 17, 1976, is on file in the Office of the Director, Department of Engineering.

SECTION 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1 (b), N.J.S.A. 40:55-21.11, and N.J.S.A. 40:55c-72.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO CREATE WITHIN THE OFFICE OF THE MAYOR THE NEWARK FILM COMMISSION.

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WHEREAS, the Mayor and the Municipal Council of the City of Newark find that the economy of Newark has suffered considerably in recent years because of the inflation and unemployment problems confronting this municipality; and

WHEREAS, the development of a strong motion picture and television industry would contribute substantially to the improvement of Newark's economy and social well being; and

WHEREAS, Newark offers outstanding and unique natural resources for the development of a strong motion picture and television industry; and

WHEREAS, Newark's efforts and programs in the production of motion picture and television enjoy great public support and encouragement and Newark requires an agency to promote the development of a viable Newark motion picture industry.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Establishment. There is hereby established in the Office of the Mayor an agency to be known as the "Newark Film Commission," the composition of which shall be as follows: 5 members of the Administration, 2 from the creative arts field, and 2 film technicians, all of whom shall be appointed by the Mayor, subject to confirmation by the Municipal Council. In addition, 2 members of the Municipal Council, to be selected by that body, shall also be members of the Commission. The members so appointed to the Commission shall perform their duties without compensation.

Section 2. Powers and Duties. It shall be the duty of the commission to:

a. So adopt such rules and regulations as it deems advisable with respect to the conduct of its own affairs.

b. Hold hearings and to do or perform any acts which may be necessary, desirable or proper to carry out the purposes of this act.

c. Request and obtain from any department, division, board, bureau, commission, or other agency of the City such assistance and data as will enable it properly to carry out its powers and duties hereunder.

d. Accept any federal funds granted, by act of congress or by executive order, for all or any of the purposes of this act.

e. Accept any gifts, donations, bequests or grants of funds from private and public agencies for all or any of the purposes of this act.

f. Create advisory councils necessary for the performance of responsibilities pursuant to this act, and to appoint members thereto.

g. Directly assist in securing any and all location permits from any department, division, board, bureau, commission or other agency of the City for applicants interested in motion picture and television production within the City.

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Section 3. Cooperation with Civic and Private Groups and Governmental Agencies. The commission shall prepare and implement programs to promote a motion picture and television industry within Newark. Such a program shall include, but not be limited to:

a. The preparation and distribution of appropriate promotional and informational materials pointing out desirable locations within the City explaining the benefits and advantages of producing within the City.

b. Inviting and enlisting the cooperation of racial, religious, and ethnic groups, community organizations, labor and business organizations, fraternal and benevolent societies, veterans' organizations, professional and technical organizations, and other groups in the City in carrying on its work.

c. The commission shall cooperate with state and federal agencies whenever it deems such action appropriate in effectuating the policy of the ordinance.

Section 4. Severability. If any provision of this ordinance or its application to any person or circumstances is held invalid, the remainder of the ordinance or its application to other persons or circumstances is not affected.

Section 5.

This ordinance shall take effect after publication and final passage in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. JERRY LEOPALDI, 17 FRANKLIN AVENUE, VERONA, NEW JERSEY, addressed the Municipal Council urging the adoption of this ordinance. The speaker cited at length his background in this field and felt the City of Newark should be commended for sponsoring this ordinance which will aid the economy of the City and the State. The speaker urged the prompt formation of the Commission and said he would be available for any item they may require in connection of the implementation of the ordinance.

President Harris thanked Mr. Leopaldi for his remarks and felt the City would call upon his expertise in this field.

Councilwoman Villani thanked Mr. Leopaldi for his remarks and noted she was happy to have played a major part in bringing this matter before the Council.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE SALE OF APPROXIMATELY 3,000 SQUARE FEET OF LAND LOCATED ON ROUTE 23 IN WEST MILFORD.

WHEREAS, a dispute exists as to the ownership of approximately three thousand square feet of land located on Route 23 in West Milford; and

WHEREAS, the heirs of George Cleaveland constructed a small frame dwelling on said premises more than fifty years ago and has paid taxes on those premises since that date.

NOW, THEREFORE,

BE IT ORDAINED by the Municipal Council of the City of Newark as follows:

Section 1. The City shall sell all of its interests in the land located on Route 23 and as more particularly described on the map and contract attached hereto.

Section 2. Notice of this sale will be provided pursuant to the provisions of N.J.S. 40A:12-13(a).

Section 3. A copy of the contract of sale shall be filed with the Office of the City Clerk.

Section 4. The abovementioned land is not needed by the City of Newark for a public purpose.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor

for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE NAMING THE NEW ROADWAY CONNECTING CHANCELLOR AVENUE AND SCHLEY STREET, AS PART OF ROUTE I-78 PROJECT, AS FABYAN TERRACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the name of the roadway connecting Chancellor Avenue and Schley Street, as built by the State Department of Transportation as part of I-78 Project, be Fabyan Terrace.

Section 2. The erection of signs thereon and change of municipal maps and records shall be made accordingly.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON COMMERCE COURT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at all times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended

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and supplemented, be amended by deleting therefrom the following:

Commerce Court, west side, from Raymond Boulevard to Commerce Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE CONCERNING ALCOHOLIC BEVERAGE CONTROL AND AMENDING AND SUPPLEMENTING TITLE 4 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1: Subsection 4:2-17 of the Revised Ordinances of the City of Newark is hereby supplemented by adding the following paragraph (3):

(3) Notwithstanding the above mentioned 1,000 foot limitation, the local issuing authority, at their discretion, may allow the transfer of such licenses free of the 1,000 foot limitation if the following requirements are met:

(a) The proposed transfer is to a location within the First or Second Industrial Zone as shown on the City Zoning Maps; and

(b) There exists no more than one licensed premises within 1,000 feet of the proposed location; and

(c) The proposed location is not less than 700 feet from the existing licensed premises described in (b) immediately above; and

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(d) A location within 1,000 feet of the existing licensed premises described in (b) above had been a licensed premises within the 3 years immediately preceeding the application for the proposed location and which location is no longer a licensed premises; and

(e) The applicant for the proposed location will accept as a restriction on the license that said location will include a prepared food operation in conjunction with the alcoholic beverage sales at the proposed location, which food operation shall to the satisfaction of the local issuing authority be substantial and not merely a token operation to satisfy this requirement; and

(f) The local issuing authority finds that the area surrounding the proposed location contains a substantial number of employees, that the existing licensed premises are not sufficient to adequately service these employees, and that the applicant for the proposed location will be able to provide service for the employees.

This Ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Martinez explained the condition with respect to this ordinance involves an individual who took over an abandoned building, invested a great deal of money to open a diner near a site that contained a liquor license. He felt this particular ordinance would not affect anyone else but the individual he mentioned.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

Not Voting: Councilmen Bottone, Carrino.

President Harris: The yeses are five, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 4, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 17(a) Title 4 Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

4:2-17. One thousand foot rule; Exceptions.

(a) No plenary retail consumption license, except renewals for the same premises and transfers of licenses from person to person within the same premises, shall be granted or transfer made to other premises within a distance of one thousand feet from any other premises then covered by any other plenary retail consumption license; provided, however, that the local license issuing authority may in its discretion, grant a transfer of an existing license to the same licensee only, to other premises within 600 feet of the premises from which the transfer is made, notwithstanding that the premises to which the license is so transferred is within 1,000 feet of premises for which there is an existing plenary retail consumption license; provided, however, that such transfer shall be made in good faith and shall inure solely for the benefit of the same licensee.

The foregoing provisions of paragraph "(a)" shall not apply to the grant or transfer of a plenary retail consumption license for premises operated as a bona fide hotel or motel containing at least 50 sleeping rooms, notwithstanding that such premises operated as bona fide hotel or motel are within 1,000 feet from any other premises then covered by any other plenary retail consumption license or any plenary retail distribution license. Nothing contained in this paragraph shall prevent the granting or transferring of a plenary retail license within a distance of 1,000 feet from a bona fide licensed hotel or motel.

Section 2. That Section 17(b) Title 4 Chapter 2 of the revised Ordinances of the revised Ordinances of the City of Newark, New Jersey be and is hereby amended to read in its entirety as follows:

(b) No plenary retail distribution license, except renewals for the same premises and transfers from person to person, shall be granted or transfer made to other premises within a distance of 1,000 feet from any other premises then covered by any other plenary retail distribution license; provided, however, that the local license issuing authority may, in its discretion, grant a transfer of an existing license to the same licensee only, to only premises within 600 feet of the premises from which the transfer is made, notwithstanding the premises to which the license so transferred is within 1,000 feet of premises for which there is an existing plenary retail distribution license; provided, however, that such transfer shall be made in good faith and shall inure solely for the benefit of the same licensee.

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501 Section 3. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. HARRY KENDALL, 622 ORANGE STREET, NEWARK, NEW JERSEY, representing 700 C Licenses in the City of Newark as their Executive Secretary and 9,000 C Licenses in the State of New Jersey.

MR. ABE SILPE, 279 CLINTON AVENUE, NEWARK, NEW JERSEY, President of Essex County Package Stores Association.

MR. CLAUDE JACKSON, 1073 BERGEN STREET, NEWARK, NEW JERSEY, package store owner.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.

The above speakers spoke in opposition to the adoption of this ordinance alleging if the ordinance is adopted, it would create a chaotic condition in the City of Newark. They felt the adoption of this ordinance would cause a concentration of places to purchase alcoholic beverages. They felt its adoption would downgrade the City by placing taverns and package stores next to one another. In the long run it would cause a hardship for all taverns and package stores.

The speakers added, the people of the City of Newark are opposed to the passage of the ordinance as it would cause an increase in the number of commercial buildings containing liquor stores, thus permitting neighborhoods to be lined up with liquor establishments.

No one else appearing, a motion to close the hearing and table this ordinance was made by Councilman Martinez, seconded by Councilman Giuilano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The salary of the Supervising Court Attendant was advertised at \$10,045. - \$12,209., which salary by motion of the Council, has been amended to \$9,567. - \$11,628.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLES AND SALARY

RANGES FOR COURT ATTENDANT AND SUPERVISING COURT ATTENDANT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted November 22, 1966, (6S&Fq) and amendments thereto, be and the same is hereby amended by creating the titles, the minimum and maximum salaries and codes therefor, to wit:

(c) Municipal Courts

| <u>POSITIONS</u> | | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--------------------------------|--------|----------------------------------|----------------------------------|
| Court Attendant | 313090 | \$ 7,495 | \$ 9,111 |
| Supervising Court Attendant | 390001 | \$ 9,567 | \$ 11,628 |

Section 2. The salaries for the above noted positions shall be paid up to a maximum of \$10,000 from Federal funds. All required funds in excess of \$10,000 shall be provided through the regular City salary fund procedure. All entitled benefits other than salary shall be provided through the Federal agency funding such personnel.

Section 3. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the amendment of this ordinance to approach the rail, give his name and address and be heard.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, questioned whether these two titles existed in the Office of the Mayor?

City Clerk D'Ascensio explained the Court Attendant was originally created in the Police Department from which it was deleted and is now being placed in the Office of the Mayor. The title of Supervising Court Attendant is being created for the first time.

Councilman Carrino explained during budget hearings, the Police Director informed the Council certain items should not be in the Police Department and requested the Court Attendant be deleted from the Police Department budget and placed in the Office of the Mayor. All this ordinance does is create a paper transfer from one department to another.

Councilman Carrino continued, when this title was in the Department they had the responsibility of placing a Superior Officer to supervise the Court Attendant. In effect the new title would cause a decrease in expenditure for the Supervisor of the Court Attendant.

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No one else appearing, a motion to close the hearing on the amendment to this ordinance was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to adopt the ordinance, as amended, on second reading and final passage was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S & F-1.

The City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor October 13, 1976)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council citing complaints with respect to payment of water bills. He felt the senior citizens are being abused by various City departments. He alleged the Mayor does not seem to be concerned about the problems of senior citizens in Newark.

Councilman Carrino noted commencing next Tuesday and Friday between the hours of 2:00 P. M. and 4:00 P. M., there will be enough people visible on the streets so that senior citizens can go shopping at Foodtown on Broadway without being harassed. He urged the speaker to notify senior citizens to do their shopping during those hours.

President Harris requested the speaker to submit names and addresses of senior citizens who allegedly had their water cut off.

President Harris said he is disturbed about the way the criminal justice system operates in the City of Newark with respect to criminals being returned to the street soon after they are apprehended by police officers. He felt the Council would have serious reservations about approving anyone as a judge who is lenient towards crime repeaters. He said it is time that the residents of the City receive justice from the courts.

6-HC-b.

MR. GEORGE WILSON, 570 RIDGE STREET, NEWARK, NEW JERSEY, spoke in favor of the audit team being proposed by the Municipal Council. The speaker spoke of the federal programs and carpetbaggers who go from one federal program to another and accomplish nothing. He felt the people are unhappy and concerned about the failure of Administration with respect to millions of dollars being spent wastefully. The speaker also expressed his opposition to granting of further tax abatements.

Councilman Bottone expressed his agreement with the speaker with respect to the audit team. He felt the Council should be thoroughly knowledgeable of the federal programs operating in the City of Newark. He noted the ordinance was vetoed by the Mayor but the Council will continue to try to get audits for all the citizens of the City.

Councilman Bottone said it is frustrating to sit on the Council and be told that they do not know where the money is being spent.

6-HC-c.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to tax abatements. The speaker cited the large number of tax abatements that have been granted and felt the burden is being placed on the small homeowner. He felt it was time for the Council to say "no more tax abatements" The speaker urged a meeting of all the people of the City to discuss in depth the question of tax abatements and felt none should be granted until a public forum is held on this question.

Councilman Tucker agreed there should be some public expression on tax exemptions and noted they have reached a point where it is critical. He felt this matter should be studied in depth and if additional tax abatements are approved the City would become the subsidized capital of the State of New Jersey. He hoped the other Members of the Council will join with him to call a public hearing to discuss the entire issue of property taxes including tax exemptions.

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Councilman James said he has listened to Mr. Murnick's remarks and pointed out no one builds in the City of Newark without tax abatements because otherwise rents would be prohibitive and he noted the many vacant lots and that tax abatements permit vacant lots to be transformed into building units which means the City will receive some revenue and Councilman James indicated he plans to vote for tax abatements which will provide additional housing. He questioned what the alternatives are as to opposed to leaving vacant lots stand. There are no private builders coming into Newark and said as of now this is the only way to get increased housing units built.

A motion to permit Mr. Abdul Wali to speak under "Hearings of Citizens", was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-d.

MR. ABDUL WALI, 1891 MC CARTER HIGHWAY, NEWARK, NEW JERSEY, addressed the Municipal Council stating he is a Muslim Leader and urged a program to bring all racial groups of the City together.

Councilman Martinez said the Council would be receptive to any plan to stop some of the bitterness now in the City and requested the speaker to put his plan in writing and submit it for Council's study.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT BETWEEN MAYOR AND NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR PURPOSE OF IMPLEMENTING THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR PERIOD SEPTEMBER 1, 1976 TO NOVEMBER 3, 1976; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR PURPOSE OF IMPLEMENTING THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR PERIOD NOVEMBER 4, 1976 TO AUGUST 31, 1977. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-b.

RESOLUTION APPROVING APPLICATION TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK

TO THE GOVERNMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$1,700,000. FOR
SURVEYS AND PLANNING IN CONNECTION WITH PROPOSAL TO PURCHASE, REHABILITATE AND OPERATE
A 56-UNIT HOUSING PROJECT KNOWN AS POMONA GARDENS, 683-689 ELIZABETH AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Executive Director Notte, Newark Redevelopment and Housing Authority met with
the Council October 19, 1976)

A motion to table this resolution was made by Councilman Tucker, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION

IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
URBAN RODENT AND INSECT CONTROL PROGRAM, \$261,495.; ITEM AVAILABLE FROM NEW JERSEY STATE
DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
President Harris.

Councilman Carrino stated he will vote for this resolution since Director
of Health and Welfare Buford informed the Council that those areas of the City not in
the designated area can notify the Department for any emergency which is created in other
parts of the City.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-d.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE

NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR A CRIMINAL JUSTICE PLANNING PROJECT
ENTITLED "YOUTH AID AND SERVICES PROJECT"; SOURCE OF FUNDS - SLEPA-\$11,965., STATE BUY-IN-
\$664., LOCAL CASH (H.C.D.A.)-\$13,857., TOTAL - \$26,486. (CITY RECEIVED GRANT ON AUGUST 26,
1976 FOR \$12,629. FROM STATE LAW ENFORCEMENT PLANNING AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino,
seconded by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

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7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, YOUTH AID SERVICES, \$12,629.; ITEM AVAILABLE FROM STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$6,035. PAYABLE TO OLYMPIC TRAILS BUS COMPANY, 50 SOUTH 20TH STREET, IRVINGTON, IN SETTLEMENT OF CLAIM FOR \$7,035. INSTITUTED IN SUPERIOR COURT, ESSEX COUNTY, LAW DIVISION, ON APRIL 5, 1976, FOR BUS SERVICES RENDERED ON VARIOUS DATES DURING JANUARY, FEBRUARY AND MARCH, 1975 TO DEPARTMENT OF HEALTH AND WELFARE, OFFICE OF ELDERLY AFFAIRS PURSUANT TO AUTHORIZATION SIGNED BY DIRECTOR OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION GIVING NOTICE OF PUBLIC HEARING TO CONSIDER THE RELEASE OF CONDITIONS, FORFEITURE CLAUSE AND RIGHT OF RE-ENTRY, FOR PROPERTY CONVEYED BY THE CITY OF NEWARK IN 1885, 45 STRATFORD PLACE, NEWARK, NEW JERSEY, AND AUTHORIZING THE ADVERTISING OF SUCH NOTICE IN CONFORMITY WITH R.S. 40A:60-51.2 AS AMENDED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$4,500. PAYABLE TO NICHOLAS MONGUSO AND LAMB, HUTCHINSON, CHAPPELL, RYAN AND HARTUNG, ESQS., 76 SIP AVENUE, JERSEY CITY, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR FULL AND COMPLETE SETTLEMENT OF CLAIM FOR INJURIES ALLEGEDLY SUSTAINED TO MR. MONGUSO WHILE BEING ARRESTED BY TWO NEWARK POLICE OFFICERS FOR DRUNKEN-

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NESS. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, DOCKET NO. L-34841-73 AND AFTER
BEING ASSIGNED OUT FOR TRIAL MR. MONGUSO AGREED TO ACCEPT SAID SUM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$2,800.

PAYABLE TO EVA ROSEBORO AND EMIL H. BLOCK, ESQ., 60 PARK PLACE, NEWARK, NEW JERSEY, UPON
RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY THE CORPORATION COUNSEL, FOR CONSIDERABLE
DAMAGE TO DWELLING HOUSE AT 40 BLUM STREET BY EMPLOYEES OF CITY OF NEWARK WHILE DEMOLISH-
ING DWELLING HOUSE AT 38 BLUM STREET. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT
LAW DIVISION, DOCKET NO. R-25035-74 AND AFTER BEING ASSIGNED OUT FOR TRIAL MS. ROSEBORO
AGREED TO ACCEPT SAID SUM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to invite Director of Inspections Lembo and Business Administrator Walls to meet with the Council at their special conference November 9, 1976 was made by Councilman Villani, seconded by Councilman Tucker.

Councilman Carrino noted this is the third or fourth time during the past two years they have received damages in connection with demolitions in the City.

The motion to adopt the resolution and direct the City Clerk to invite Director of Inspections Lembo and Business Administrator Walls to meet with the Council at their special conference November 9, 1976 was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$2,148.52

PAYABLE TO ALFRED MASSA, 21 WOODBINE AVENUE, NEWARK, NEW JERSEY, UPON RECEIPT BY
CORPORATION COUNSEL OF ALL PAPERS DEEMED NECESSARY TO THIS MATTER, FOR ACCUMULATED 340½
HOURS OF WORK FOR WHICH MR. MASSA WAS NEVER PAID WHEN HE WAS TERMINATED BY THE CITY OF
NEWARK EFFECTIVE MAY 29, 1975; EMPLOYED AS PAINTER, DIVISION OF PUBLIC PROPERTY, DEPART-
MENT OF PUBLIC WORKS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING REAL ESTATE COMMISSION TO EXECUTE AGREEMENT OF AMENDMENT TO THE LEASE TO INCREASE THE RENTAL TO BE PAID BY NORRIS INDUSTRIES, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to the condition that the lease contain a clause to the effect that Norris Industries shall submit audited annual statements indicating the amount of rentals paid by sub-tenants was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Tucker noted Mr. Thomas Massaro, Executive Director, Newark Housing Development & Rehabilitation Corporation, was requested to appear at the pre-meeting conference for details in connection with tax abatements covered under Resolutions 7-R-1, 7-R-m, 7-R-n and 7-R-o and Council was informed he was not available. He felt until the Council has had an opportunity to talk with Mr. Massaro with respect to the financial formula dealing with these abatements, they should be deferred.

7-R-1.

RESOLUTION APPROVING APPLICATION AND PLAN OF JOHNSON APARTMENT COMPANY A, A LIMITED DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION OF APARTMENT HOUSES AT 23 JOHNSON AVENUE, 25 JOHNSON AVENUE, AND 27 JOHNSON AVENUE, TOTALING 72 HOUSING UNITS, AND MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ. AND THE APPROVAL OF THE PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF CONSERVATION AND DEVELOPMENT OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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No: Councilman Carrino.

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7-R-m.

RESOLUTION APPROVING APPLICATION AND PLAN OF NEW JERSEY STATE AFL-CIO URBAN RENEWAL HOUSING, INC. A NON-PROFIT HOUSING CORPORATION OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION OF A PROJECT FRONTING ON BROAD STREET AND RUNNING THROUGH TO NEVADA STREET AND COMMONLY KNOWN AS 987-997 BROAD STREET, BEING A PART OF PRESENT LOT 1 IN BLOCK 111, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ.; BUT IN NO EVENT FOR A PERIOD LONGER THAN THE LIFE OF THE NEW JERSEY HOUSING FINANCE AGENCY (N.J.H.F.A.) MORTGAGE TO BE GIVEN TO NEW JERSEY STATE AFL-CIO HOUSING AND DEVELOPMENT, INC. TO FINANCE SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,

President Harris.

No: Councilman Carrino.

7-R-n.

RESOLUTION APPROVING APPLICATION AND PLAN OF CENTER CITY HOUSING COMPANY 9-C A LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION OF A BUILDING AT 1007 BROAD STREET, TOTALLING 41 HOUSING UNITS, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,

President Harris.

No: Councilman Carrino.

7-R-o.

RESOLUTION APPROVING APPLICATION AND PLAN OF CENTER CITY HOUSING COMPANY 9-B, A LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION OF A BUILDING AT 80 COURT STREET, TOTALLING 27 HOUSING UNITS, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1

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ET SEQ. AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF
CONSERVATION AND ECONOMIC DEVELOPMENT OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-p.

RESOLUTION APPROVING APPLICATION TO SLEPA FOR FUNDS IN CONNECTION WITH PROJECT
ENTITLED "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-q.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
TALENT SEARCH, \$88,421.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF HEALTH,
EDUCATION AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-r.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
TALENT SEARCH, \$52,550.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY
AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-s.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
MUNICIPAL COUR, MANAGEMENT AND IMPROVEMENT PROGRAM, FAMILY AND NEIGHBORHOOD SERVICES
PROJECT, \$62,876.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY
AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
 President Harris.

7-R-t.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
WBGO - FM EQUIPMENT GRANT, \$11,294.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, DEPARTMENT
OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
 President Harris.

7-R-u.

RESOLUTION AMENDING RESOLUTION 7-R-bq, MAY 19, 1976, CONTRACT BETWEEN CITY OF
NEWARK AND PANTRY PRIDE AND FOOD FAIR, INC., FOR PERIOD DECEMBER 1, 1975 TO JUNE 30, 1976
BY REFLECTING AND EFFECTING CHANGES NOTED IN ARTICLE I, SCOPE OF SERVICES, PARAGRAPH 1 (b)
AND ARTICLE V, TERMINATION OF AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
 President Harris.

7-R-v.

RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CON-
SERVATION AND DEVELOPMENT CORPORATION TO ACT AS AGENT OF THE CITY OF NEWARK TO ENTER INTO
CONTRACT WITH JOHN VAN DER STAD, INC., HIGHEST RESPONSIBLE BIDDER FOR SELECTIVE TIMBER
CUTTING OF APPROXIMATELY 300,000 BOARD FEET OF TIMBER FOR \$25,060. AS PROVIDED FOR IN
BIDS AND SPECIFICATIONS, SAID FUNDS SHALL BE COLLECTED ON BEHALF OF THE CITY OF NEWARK BY
THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION PURSUANT TO RESOLUTION
7-R-h, MARCH 20, 1974, AS AMENDED BY RESOLUTION 7-R-k, JULY 16, 1975.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH BERARDINELLI FUNERAL HOME, INC., 253 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR BURIAL OF THE INDIGENT, FOR AMOUNT NOT TO EXCEED \$25,425., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND TERMINATE ON NOVEMBER 2, 1977; \$8,475. ENCUMBERED IN 1976 BUDGET OF DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD NOVEMBER 3, 1976 TO DECEMBER 31, 1976 AND BALANCE TO BE ENCUMBERED FOR REMAINDER OF CONTRACT PERIOD PROVIDING MUNICIPAL COUNCIL APPROVES APPROPRIATION OF FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY, IN THE POSSESSION OF THE POLICE DEPARTMENT, ON SATURDAY, DECEMBER 11, 1976, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; FUNDS SHALL BE DEPOSITED BY PURCHASING AGENT IN GENERAL FUND ACCOUNT OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO RICHARD S. FRISCIA, LABORER, R.C., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING AUGUST 16, 1976 AND ENDING FEBRUARY 16, 1977. (ASSISTANT CHIEF CLERK - DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION - FIRST LEAVE BEGAN FEBRUARY 16, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-z.

RESOLUTION DESIGNATING THE INTERSECTION OF UNIVERSITY AVENUE AND BLEEKER STREET
AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON BLEEKER STREET; PURSUANT TO SECTION
39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND TAX COLLECTOR TO CANCEL REAL
ESTATE TAXES ON 725-731 ELIZABETH AVENUE, BLOCK 3681, LOT 1, FOR YEARS 1973-\$2,760.66
AND 1974-\$2,528.40, OWNER, HOPEWELL BAPTIST CHURCH OF NEWARK, ASSESSED IN ERROR, EXEMPT
PROPERTY. (TAX TITLE LIEN AS RESULT OF DELINQUENCIES \$5,289.06 PLUS \$444.21 COSTS
INCLUDED IN CERTIFICATE, MAKING A TOTAL OF \$5,733.27)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bb.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. EDDIE HARDY OF 661
CLINTON AVENUE, NEWARK, NEW JERSEY, SEVENTY-FIVE DOLLARS (\$75.00) DUE TO THE FACT OF
FIVE (5) AMUSEMENT LICENSES NOT BEING ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO AUTHORIZE PAYMENT IN SUM OF
\$831.25 TO CANTON EXCHANGE BANK, CANTON, MISSISSIPPI, FOR COUPONS NUMBERED 7, DUE SEPTEMBER
1, 1975 WHICH WERE LOST AND RESCINDING RESOLUTION 7-R-bv ADOPTED JULY 14, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Villani and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,

President Harris.

7-R-bd.

EMERGENCY RESOLUTION APPROPRIATING \$11,189., MAYOR'S OFFICE AND AGENCIES, DIVISION OF CIVIL DEFENSE, SALARIES AND WAGES, DEPUTY DIRECTOR-\$2,894., SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION UNIT-\$5,225., UTILITIES-ELECTRIC SERVICE-\$518. AND NON-VEHICULAR EQUIPMENT-\$2,552.; TO PAY THE SALARY OF DEPUTY DIRECTOR OF CIVIL DEFENSE AND TO PAY FOR THE PUBLIC EMERGENCY WARNING SYSTEM THAT WILL NOTIFY THE CITIZENS IN CASE OF A NATURAL DISASTER OR A NUCLEAR ATTACK; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE CONCERNING ALCOHOLIC BEVERAGE CONTROL AND AMENDING AND SUPPLEMENTING TITLE 4 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK," (LOCAL ISSUING AUTHORITY, AT THEIR DISCRETION, MAY ALLOW TRANSFER OF SUCH LICENSE FREE OF THE 1,000 FOOT LIMITATION IF REQUIREMENTS ARE MET), ADOPTED NOVEMBER 3, 1976 (6-Ph, S & F-f) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and failed of adoption by the following votes:

Yes: Councilmen Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

Not Voting: Councilmen Bottone, Carrino.

7-R-bf.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND TITLE 4, CHAPTER 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK," (TO ALLOW PREMISES WITH RETAIL CONSUMPTION LICENSE AND PREMISES WITH RETAIL DISTRIBUTION LICENSE TO BE WITHIN 1,000 FEET OF EACH OTHER), ADOPTED NOVEMBER 3, 1976 (6-Ph, S & F-g) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bg. RESOLUTION CANCELLING \$34,830., WOMEN'S INFANTS AND CHILDREN SUPPLEMENTAL
FEEDING (WIC), GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH; PURSUANT TO N.J.S.A.
40A:4-87.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bh. RESOLUTION CANCELLING \$500,000., WOMEN'S, INFANTS AND CHILDREN SUPPLEMENTAL
FEEDING (WIC), GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH; PURSUANT TO N.J.S.A.
40A:4-87.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bi. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS
IN 1976 CITY OF NEWARK BUDGET, FROM CURRENT FUND-ANTICIPATED REVENUES, MISCELLANEOUS
REVENUES, SPECIAL ITEMS OF GENERAL REVENUE, WIC-SUPPLEMENTAL FEED, NEW JERSEY DEPARTMENT
OF HEALTH TO NEW JERSEY HEALTH, SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND
CHILDREN AND FROM CURRENT FUND, GENERAL APPROPRIATIONS, SPECIAL ITEMS OF APPROPRIATION,
WIC SUPPLEMENTAL FEED TO WIC, TRANSFER REQUIRED SO THAT APPROPRIATIONS WILL AGREE WITH
GRANT CONTRACTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bj. RESOLUTION REQUESTING TRANSFER OF FUNDS FROM WATER UTILITY, DIVISION OF WATER
SUPPLY, WATER PURCHASE, \$7,800. TO WATER UTILITIES, DIVISION OF WATER SUPPLY, REAL ESTATE
TAXES, \$7,800., PURSUANT TO N.J.S.A 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

52.2
A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-bk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NORTH WARD COMMUNITY ENRICHMENT PROJECT, \$105,555.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-bl.

EMERGENCY RESOLUTION APPROPRIATING \$902,920., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, MISCELLANEOUS EXPENSES, GENERAL ASSISTANCE, TO PROVIDE FUNDS TO REPLENISH THE GENERAL ASSISTANCE FUND IN ORDER TO COVER THE CITY'S SHARE OF DIRECT RELIEF IN THE PUBLIC ASSISTANCE TRUST ACCOUNT FOR THE REMAINDER OF 1976; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-bm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1976 CITY OF NEWARK BUDGET, DEPARTMENT OF FIRE, FROM SALARIES AND WAGES, DEPUTY CHIEF AND PAY DIFFERENTIAL (ACTING OFFICER) TO SALARIES AND WAGES, FIRE CHIEF NFD; TRANSFER FOR FUNDS IS REQUESTED TO FILL FIRE CHIEF VACANCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION PRESCRIBING DETAILS OF \$18,900,000 SCHOOL BONDS OF THE CITY OF
NEWARK, NEW JERSEY, DATED DECEMBER 15, 1976 QUALIFIED UNDER THE SCHOOL QUALIFIED BOND
ACT P. L. 1976, C.39 OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bo.

RESOLUTION PROVIDING FOR THE SALE OF \$18,900,000 SCHOOL BONDS OF THE CITY OF
NEWARK, NEW JERSEY DATED DECEMBER 15, 1976 QUALIFIED UNDER THE SCHOOL QUALIFIED BOND
ACT, P.L. 1976, C.39 OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bp.

RESOLUTION PRESCRIBING THE FORM OF THE \$18,900,000 SCHOOL BONDS OF THE CITY OF
NEWARK, NEW JERSEY, DATED DECEMBER 15, 1976 QUALIFIED UNDER THE SCHOOL QUALIFIED BOND
ACT, 1976, C. 39 OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bq.

RESOLUTION ACCEPTING CERTAIN CONDITIONS IMPOSED BY THE LOCAL FINANCE BOARD
OF THE STATE OF NEW JERSEY ON THE CITY OF NEWARK, NEW JERSEY, WITH RESPECT TO THE
QUALIFICATION OF \$37,399,486 SCHOOL BONDS OF THE CITY OF NEWARK PURSUANT TO N.J.S.
18A:24-85 ET SEQ. AND \$4,728,185 GENERAL BONDS OF THE CITY PURSUANT TO N.J.S. 40A:3-1
ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-br. RESOLUTION REQUESTING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS,
519 DIVISION OF SANITATION, CHIEF CLERK, \$3,355. TO SUPERVISOR OF EQUIPMENT OPERATIONS,
\$3,355.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION EXPRESSING SINCERE CONDOLENCES ON THE DEATH OF MR. RONNIE WILLIAMS,
DEACON OF GREATER ABYSSINIAN BAPTIST CHURCH AND PROMOTER OF GOSPEL MUSIC IN THE CITY OF
NEWARK.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

Councilman Tucker said it was brought to his attention that Prudential Insurance Company is considering the possibility of giving a building holding their printing facility to Rutgers University. Such action would mean a loss in taxes to the City of approximately \$100,000. a year. He understands Rutgers intends to use that land as a football playing field and it should be noted Newark College of Engineering has a huge football field located right above High Street which could be used by Rutgers University. He noted this possible action would create a football field on Washington Street right in the middle of the downtown area and suggested a communication be directed to Prudential Insurance Company and Rutgers University setting forth the Council's opposition to this action and requesting their appearance at a conference to discuss this matter in detail.

Councilman Carrino pointed out matters such as these have been discussed by the Council on several occasions and he pointed out Firemen's Fund gave their \$2 million assessed building to Rutgers University and the City is losing almost \$250,000. a year on that property. This subject has been discussed at meetings held "in lieu of taxes" and he felt a strongly worded letter should be addressed to the participants requesting they take no action in this matter.

Councilman James remarked it has been a practice by many corporations to give their properties to non-profit organizations thus removing these properties from the tax rolls. He was concerned why Prudential Insurance Company was being cited in this

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instance and questioned the right of the Council to tell a property owner that he should or should not donate his property. He felt this matter requires more study and before a letter is addressed, as suggested, the Council should discuss this in detail and draft procedures with respect to problems which might arise such as this.

Councilman Tucker replied he understands Council has no statutory right to tell property owners what to do, however, transactions such as these directly affect the delivery of services which the City provides. He felt large property owners have a responsibility and the Council has a moral right to indicate such action might put the City in a negative fiscal position. He felt transactions such as they contemplate have a large and direct impact on the municipal budget.

Councilman Carrino felt the Chamber of Commerce should also be involved in this problem. He pointed out Rutgers University is purchasing brownstone houses along Central Avenue and these houses come right off of the tax rolls. This is happening everyday by non-profit corporations and institutions and Council is told there is absolutely nothing they can legally do. Perhaps a meeting with the Chamber of Commerce and representatives of the institutions involved would bring about some result for the future.

Councilman James agreed the Council should draft some definitive procedures with respect to problems such as this. However, he pointed out Prudential Insurance Company could point to the Council's acceptance of the Newark News Building and question why the City accepted this building, removing it from the tax rolls.

Councilman Tucker replied the Newark News Building would have been abandoned if the City had not accepted it. He felt it is a moral responsibility involved in raising this question now. He felt Council should communicate with the Chamber of Commerce, representatives of the Firemen's Fund and Prudential Insurance Company to make them aware of some of the problems they are creating for the City.

President Harris felt an open and frank discussion with these representatives would be better than a hard letter. The question of the morality involved in this problem should be discussed at length.

Councilman Martinez said he is not opposed to such a meeting and questioned whether the 8,000 landlords who have walked out of the City during the last two years are going to be called back in also.

Councilman Tucker agreed a meeting should be held with the Prudential Insurance Company and Firemen's Fund and the Fiscal Advisory Board to discuss this matter in depth.

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A MOTION DIRECTING THE CITY CLERK TO INVITE REPRESENTATIVE OF THE PRUDENTIAL INSURANCE COMPANY, MR. DAVID RINSKY, PRESIDENT, NEWARK CHAMBER OF COMMERCE AND MEMBERS OF FISCAL ADVISORY BOARD TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE NOVEMBER 9, 1976 TO DISCUSS CONTEMPLATED PROPOSAL TO TRANSFER PROPERTY AT 205-219 WASHINGTON STREET TO RUTGERS UNIVERSITY, was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. Councilman Tucker said the Council has been made aware of the death of Mr. Ronnie Williams who played a major role in developing Gospel Music in the City of Newark for many years and who was a member of the Greater Abyssinian Baptist Church. He felt a suitable resolution with respect to the Council's condolence be prepared and sent to his family and to the members of the Greater Abyssinian Church.

(For action on this matter, see Resolution 7-R-bs, on Page 38 in the minutes of this meeting)

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 12, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 15, SECTION I, RULE XVIII(b) OF THE RE-ISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966." (DECORUM BY OTHER PERSONS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 15, 1976 Calendar of the Municipal Council on first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 20, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF FAIRVIEW AVENUE AS LAID OUT 50 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM EIGHTEENTH AVENUE TO SEVENTEENTH AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the November 15,

November 3, 1976

1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 19, 1976, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF AUGUSTA STREET AS LAID OUT 22 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM UNIVERSITY AVENUE TO ARLINGTON STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the November 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED OCTOBER 21, 1976, NOMINATING FOR REAPPOINTMENT, IRA S. KUPERSTEIN AS A MEMBER OF THE NEWARK PARKING AUTHORITY, FOR A TERM COMMENCING WITH DATE OF CONFIRMATION BY THE COUNCIL AND EXPIRING OCTOBER 21, 1981.

(Copy of communication submitted to each Member of the Council)

(Mr. Kuperstein met with the Council November 3, 1976)

A motion to confirm the nomination of Mr. Ira S. Kuperstein as a Member of the Newark Parking Authority, for a term commencing with date of confirmation by the Council and expiring October 20, 1981 was made by Councilman Tucker, seconded by Councilman Carrino.

President Harris: Will the Council confirm the nomination?

No: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,

President Harris.

Not Voting: Councilman Tucker.

President Harris: This nomination failed of confirmation.

8-e.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED OCTOBER 22, 1976 SETTING FORTH DATES OF EXPIRATION FOR APPOINTMENTS AND REAPPOINTMENTS OF MEMBERS OF THE NEWARK HOUSING AUTHORITY.

(Copy of communication submitted to each Member of the Council)

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A motion directing the City Clerk to receive this communication and make the corrections accordingly was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris:

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED OCTOBER 25, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MARCH 3, 1973 AND AMENDMENTS THERETO. (TO CORRECT THE SALARY FOR THE INCUMBENT IN THE POSITION OF COORDINATOR OF ENGINEERING RESEARCH AND DEVELOPMENT)."

(Coordinator of Engineering Research and
Development

\$17,179. - \$20,881.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from October 12, 1976 to October 25, 1976:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Blessed Sacrament Home-School
Association

6932 Amended

St. Thomas Aquinas Church

6941 Amended

Carnevale-Spitz Chapter #3 DAV

6986 Amended

BINGO LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Blessed Sacrament Church | 6993 Amended |
| Our Lady of Mt. Carmel Church | 7026 Amended |
| St. Augustine's Church | 7079 Amended |
| St. Augustine's Holy Name Society | 7080 Amended |
| St. Mary's Church of the Immaculate | 7091 Amended |
| Ladies Auxiliary Carnavale-Spitz Chapter #3 DAV | 7102 Amended |
| Holy Name Society - St. John's Ukrainian Catholic Church | 7141 Amended |
| Parents Association of St. Lucy's School | 7145 Amended |
| St. Bridget's Church | 7206 Amended |
| Holy Name Society of Blessed Sacrament Church | 7207 Amended |
| Blessed Sacrament Holy Name Society Advisory Board | 7208 Amended |
| St. Francis Xavier Parent School Guild | 7228 Amended |
| Babyland Nursery, Inc. | 7263 |
| Congregation Chevra Anshe Lubovitz | 7265 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Most Excellent Prince Hall Grand Chapter Holy Royal Arch Masons | 7251 |
| Ladies Auxiliary to Ironbound Lions | 7252 |
| Lions Club of Roseville | 7253 |
| Club España Ladies Auxiliary | 7254 |
| Megaro-Cundari Welfare Association | 7255 |
| Project Link Educational Center PTC | 7256 |
| Kilburn Memorial United Presbyterian Church | 7257 |
| Kilburn Memorial United Presbyterian Church | 7258 |
| St. Mary's Church of the Immaculate | 7259 |
| Polish Falcons of America Nest 104 | 7260 |
| New Well Narcotic Rehabilitation Center | 7261 |
| Essex Chapter of the Father Vincent Monella Center of Italian Culture | 7262 |

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RAFFLES LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Our Lady of Fatima Church | 7264 |
| Our Lady of Mt. Carmel PTA | 7266 |
| Mothers Club of Essex Catholic High School | 7267 |
| Mothers Club of Essex Catholic High Schol | 7268 |
| Rosary Altar Society - St. John's Ukrainian Catholic Church | 7269 |
| Perpetual Help Day Nursery Parents Association | 7270 |
| Greylock Parent Teachers Association | 7271 |

A motion to concur in the report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

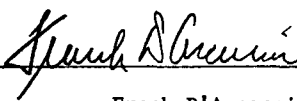
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

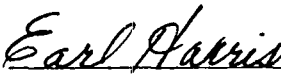
Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:45 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, November 15, 1976

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend James P. Paige, Evangelical Reform Baptist Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 5, 1976 at the time of its preparation. All persons who prepaid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO SEPTEMBER, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented ANNUAL REPORT OF THE NEWARK DEPARTMENT OF RECREATION AND PARKS, FOR THE YEAR 1975.

(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD SEPTEMBER 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD SEPTEMBER 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD SEPTEMBER 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD SEPTEMBER 22, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF OCTOBER, 1976.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-h.

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The City Clerk presented AUDIT OF SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH 1975 (SPEDY '75), JUNE 30, 1976, PREPARED BY LUCAS, TUCKER AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit be received and staff study be made for report to the Council was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

The City Clerk read into the record:

"I, Frank D'Ascensio, City Clerk of the City of Newark, certify the attached six pages to be a true and correct canvass and recapitulation of the votes by Ward and District, cast by voters of the City of Newark, at the General Election held in the City of Newark on November 2, 1976, on the question, 'Shall the City of Newark adopt an amendment to its residency requirement for municipal officers and employees which would make the residency requirement prospective only after the date of this referendum and would exempt from the residency requirement employees possessing special talents or techniques necessary for operation of government.'

I further certify that the number of votes opposite the Ward and District for the question, namely "Yes" and "No" on the statements attached, is the true and correct number of votes received for the above mentioned question from the legally qualified voters of the City of Newark, as submitted to me on a statement of results signed and sworn to by each of the 188 respective Essex County District Election Boards in and for the City of Newark for that election.

These total votes are as follows:

| | <u>Yes</u> | <u>No</u> |
|---------------|------------|-----------|
| North Ward | 5147 | 3910 |
| East Ward | 3159 | 2566 |
| West Ward | 4923 | 4566 |
| South Ward | 3494 | 5133 |
| Central Ward | 1548 | 1901 |
| Machine Total | 18271 | 18076 |

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| | <u>Yes</u> | <u>No</u> |
|---------------|------------|-----------|
| Soldiers Vote | 71 | 82 |
| Absentee Vote | 259 | 204 |
| Grand Total | 18601 | 18362 |

Frank D'Ascensio /S/
Frank D'Ascensio
City Clerk of the City of Newark,
New Jersey

Respectfully submitted and certified
this Fifth Day of November in the Year
of Our Lord Nineteen Hundred and
Seventy-Six"

Councilman Tucker felt certain factors should also be submitted into the record; the actual wording of the question and the results of same. The responsibility for wording of the question that appeared on the ballot was the Law Department's, Assistant Corporation Counsel Perillo in conjunction with Corporation Counsel Buck. Another factor which needs to be clarified was in order to vote "yes" or "no" on an issue, a person must understand the question exactly. If a person was concerned with residency, as it previously existed in the City of Newark, he had to vote "no." In some cases people felt they were voting for residency when they voted "yes." The City Clerk is certifying figures submitted to him, which he feels are not the actual results of the election.

Councilman Tucker pointed out there are approximately seven districts throughout the City of Newark in which double O's appeared on the Statement of Results, as mentioned previously in press releases. Councilman Tucker declared we are talking about a traumatic issue facing all Newark residents and he does not feel that a margin of approximately 230 votes, which is the difference between yeses and noes, based on confusion that exists. We have received a clear mandate from the people of Newark that they want Newark employees to reside in the City of Newark. The final matter that needs to be resolved will probably be resolved at a later point and time.

Councilman Tucker concluded, as he stated at the pre-meeting conference earlier, if the Council was not amenable to rescind that particular motion that was put forth to create the grandfather clause, he will seek legal redress in the courts and subsequently, if need be, get an initiative referendum to raise this question

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again and be sure they go to court on the wording so that the public will not be manipulated and played games with ever again about the wording of the referendum which was worded by nonresidents.

Councilman James stated on this most important question dealing with residency, ten to twelve districts did not report any voting on Public Question No. 8. He believed if everyone was so concerned about Question No. 1 dealing with gambling in Atlantic City, it would stand to reason they should be as much concerned with Question No. 8 dealing with residency in the City. Councilman James continued he is concerned that if some ten districts did not report results on Public Question No. 8, then the data the City Clerk read is incorrect. The problem is who should pay for a recount. Corporation Counsel Buck has ruled if anyone wants a recount, "John Doe, citizen" must pay for it. The City Clerk read the results of the election and the City Clerk is aware of the fact ten or more districts did not report any voting on this important question.

Councilman James asked the City Clerk how many districts in the recapitulation did not report on Question No. 8.

The City Clerk reported the following districts showed no entry on Question No. 8: East Ward - 26th and 29th Districts; Central Ward - 15th, 19th and 22nd Districts.

The City Clerk reported the following districts showed "0" entry on Question No. 8: North Ward - 12th and 40th Districts; East Ward - 28th and 34th Districts; West Ward - 5th District; South Ward - 8th District; Central Ward - 12th, 13th, 17th, 18th and 31st Districts.

Councilman James related he totaled sixteen districts in the City did not report on Question No. 8 and he would dare say each one of the districts represent an average of 500 registered voters coming to the polls, about 78% voting on that day, about 3,000 - 4,000 citizens in Newark who came to the polls and they are saying these people did not address themselves to the public question. The likelihood of not one person in sixteen districts taking interest in Public Question No. 8 is unreal. Councilman James feels the City has a moral obligation to ask for a recount. The City should pay for a recount whereas the official report tonight did not give any data on this important question. To say tonight that the difference between the "yes" and "no" votes was so close, 230 votes separate this important question and 16 districts did not report anything, he thinks a recount is in order.

Councilman Bottone countered he advocated a grandfather clause about a year

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ago and this Council saw fit to vote 6-3 on that clause. Because the minority of this Council did not receive or accept that decision, they went further with petitions and now they are going further again because they will not accept what the citizens voted for. Councilman Bottone declared he is for a grandfather clause that protects the people who were excluded from laws and reside wherever they wanted. He agrees with every Member of this Council that City employees must live in the City of Newark from here on in if employed by the City of Newark.

Councilman Bottone continued when this same Administration can hire people from outside of the City for their own particular reasons, that is playing favorites. The Mayor vetoed the grandfather clause and again this same Council saw fit to override the Mayor's veto. If some Members of this Council could not accept the mandate of the people and the mandate of their fellow Councilmen, and if they want to go for a recount or put the question on the referendum again, he will stand fast on the grandfather clause. If they want everyone to reside in Newark, then bring back the policemen, firemen, teachers, etc. Why should the Council be the hypocrites for the 18% of the work force in this City, who are the lower echelon, to be forced to come back and put their lives on the line because someone feels people did not vote right because the question was worded improperly? Councilman Bottone felt people are intelligent enough to know what they were voting for and the mandate of this Council was that there would be a grandfather clause. Councilman Bottone declared he will fight and stand by the grandfather clause and also fight that from here on in anyone hired for a City job should live in the City of Newark.

Councilman Tucker stated he was born and raised in Newark, loves the citizens of Newark and he thinks residency gives them an opportunity to put Newarkers first, and the grandfather clause puts out-of-towners first and Newarkers second. Councilman Tucker declared he believes in the residency clause and he will do everything within his power to bring that residency about, whether it means going out on an initiative referendum, whether it is going directly to court or whether it is doing whatever is necessary to insure that the taxpayers of this City have a right to demand that any person working for the City lives within the City of Newark. He did not support any position that policemen, firemen and teachers could live outside of the City. He is saying any person who draws their paycheck from the City of Newark, for an economic viable reason should live within the City of Newark. The grandfather clause indicates clearly exactly the consensus of opinion of the Council but he does not share that opinion now, did not share that opinion when the grandfather clause was written and he

will never share that opinion in the future.

Councilman James supported Councilman Tucker's position. However, he thinks there is a greater issue here, one of fraud versus honesty, one of decency and fair play. The data the City Clerk read tonight purports sixteen districts did not record anyone voting on Question No. 8. Councilman James contended the Council, as elected officials who took an oath of office, should insure every citizen's vote is counted regardless of his or her position.

Councilman Bottone contended all questions proposed at this time are "ifs." All he knows, at the time this Council voted for the grandfather clause, it was a positive 6-3. When the Council overrode the Mayor's veto, it was a positive 6-3. If any Councilman wants a recount, it is his prerogative but he thinks it is his expense also. He also questioned some of the districts and he will be prepared to go to court to contest some of the districts, but he feels when a mandate is passed by this Council, that alone should be enough to sustain.

Councilman Martinez referred to Board of Education employees receiving high salaries who reside outside of the City of Newark. He maintained if City employees should be required to live within the City, then they should clean house from the top to the bottom. He agreed whoever wants a recount should pay for it.

Councilman Allen said he voted to override the Mayor's veto of the grandfather clause. Policemen, firemen and teachers live outside of the City, and he is not convinced that City employees earning low salaries should move back to Newark. It should go for all or none.

Councilman Tucker said he is certain many who led the petition drive to stop Council action will vote "yes" if the question is properly worded.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF SAMUEL T. ALLEN, JR., OWNER; TO PERMIT IN 3RD RESIDENCE AND 2ND BUSINESS DISTRICTS CONVERSION OF STORES AND OFFICES TO STORES AND 5-FAMILY DWELLING WITH INSUFFICIENT REAR YARD; ON PREMISES 357-363 SOUTH ORANGE AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2.

The City Clerk read APPLICATION OF ANTONIO BARREIROS, OWNER; TO PERMIT IN A 2ND INDUSTRIAL DISTRICT STORAGE OF DAMAGED VEHICLES; ON PREMISES 110-112 PENNINGTON STREET; ON CONDITION THAT 1) SOLID FENCING IS INSTALLED IN FRONT OF PROPERTY; 2) INDIRECT LIGHTING IS INSTALLED; 3) NO VEHICLE THAT IS A TOTAL LOSS IS STORED ON THE PREMISES; 4) ALL CONDITIONS ARE MET WITHIN 60 DAYS OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. ANTHONY J. IULIANI, 24 COMMERCE STREET, NEWARK, NEW JERSEY, Attorney, representing the applicant, appeared before the Municipal Council.

At the request of President Harris, 23 objectors arose.

MRS. ELLA JAMES, 108 PENNINGTON STREET, NEWARK, NEW JERSEY, and

MR. DANIEL WEBSTER, 106 TICHENOR STREET, NEWARK, NEW JERSEY, strongly objected to the granting of this variance alleging the storage of damaged and dismantled cars would deteriorate this neighborhood and increase traffic and parking in the area. The people in this area are trying to upgrade the neighborhood. The speakers urged the Council to reject this application.

Upon question posed by Councilman Carrino, Mr. Iuliani replied the lot is primarily used for temporary storage of cars requiring body work so that they can be removed to place of repair and on to the owners.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, felt the Council should reject this application.

Councilman Tucker stated the Council is aware their decision is based on

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reading the transcript and after people are heard by the Council. After reading the transcript of the Board of Adjustment, he finds there is 1) no hardship shown by the applicant, 2) storage of damaged vehicles would lead to further deterioration to the neighborhood within the 200 foot radius which now includes many dwelling units, 3) the applicant has not shown that the property could not be used for a permitted use, 4) the granting of this variance would tend to downgrade the area, 5) approval of variance would increase traffic and parking in the area and there is no indication in the transcript that a traffic survey was made, 6) the findings of the Board of Adjustment appear to be erroneous because it gives too much weight to prior usage.

No one else appearing, a motion to close the hearing and reject this application for the following reasons: 1) a study of the transcript before the Board of Adjustment reveals there is no hardship by the applicant, 2) storage of damaged vehicles would lead to further deterioration to the neighborhood within the 200 foot radius which now includes many dwelling units, 3) the applicant has not shown that the property could not be used for a permitted use, 4) the granting of this variance would tend to downgrade the area, 5) approval of variance would increase traffic and parking in the area and there is no indication in the transcript that a traffic survey was made, 6) the findings of the Board of Adjustment appear to be erroneous because it gives too much weight to prior usage, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3.

The City Clerk read APPLICATION OF ALICE REGO (DAVID & ALICE REGO, OWNERS); TO PERMIT IN A 3RD RESIDENCE DISTRICT ESTABLISHMENT OF AN ENGRAVING SHOP AND CREATING TWO MAIN BUILDINGS ON ONE LOT; ON PREMISES 82-84 ROME STREET.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

503/4-A-4.

The City Clerk read APPLICATION OF POSNER BRAKE SERVICE, INC., OWNER; TO PERMIT IN A 3RD BUSINESS DISTRICT 1-STORY SIDE ADDITION TO BUILDING USED AS A PUBLIC AND COMMERCIAL GARAGE; ON PREMISES 30-40 FRELINGHUYSEN AVENUE.

(Vote of Board of Adjustment 4-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5.

The City Clerk read APPLICATION OF FIRST NATIONAL STATE BANK OF N. J. (SAYBROOK ASSOCIATION, LTD., OWNER); TO PERMIT IN A 4TH BUSINESS DISTRICT ESTABLISHMENT OF A PUBLIC GARAGE AND AN AUTOMOBILE BODY AND FENDER REPAIR SHOP; ON PREMISES 951-961 McCARTER HIGHWAY.

(Vote of Board of Adjustment 4-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING RICHARDS STREET AND SCHALK STREET AS ONE-WAY STREETS AND SHAW AVENUE AS A ONE-WAY STREET.

(Richards Street, Southbound, from Raymond Boulevard to Ferry Street

Schalk Street, Northbound, from Ferry Street to Raymond Boulevard

Shaw Avenue, Eastbound, from Wainwright Street to Leslie Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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Shaw Avenue, Eastbound, from Wainwright Street to Leslie Street)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT.

(Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Nye Avenue and Osborne Terrace)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris:

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WAINWRIGHT PLACE AS A ONE-WAY STREET.

(Wainwright Place, Westbound, from Wainwright Street to Fabyan Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII(b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (DECORUM BY OTHER PERSONS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

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6-F-f.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF FAIRVIEW AVENUE AS LAID OUT 50 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM EIGHTEENTH AVENUE TO SEVENTEENTH AVENUE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

6-F-g.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF AUGUSTA STREET AS LAID OUT 22 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM UNIVERSITY AVENUE TO ARLINGTON STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

6-F-h.

539 The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MARCH 3, 1973 AND AMENDMENTS THERETO. (TO CORRECT THE SALARY FOR THE INCUMBENT IN THE POSITION OF COORDINATOR OF ENGINEERING RESEARCH AND DEVELOPMENT)

(Coordinator of Engineering
Research and Development

\$17,179. - \$20,881.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

A motion to consider Item 8-e on this Calendar under "Ordinances on First Reading" was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN POST #494, INC., AMERICAN LEGION, FOR THE PREMISES COMMONLY KNOWN AS 743-745 SUMMER AVENUE, BLOCK 775, LOT 8, FOR A NOMINAL ANNUAL RENTAL OF TEN DOLLARS, OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM NOT TO EXCEED FIFTY YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Carrino stated this is an abandoned firehouse which has been torn apart, has been repaired twice by the City and the City has not been receiving any taxes therefrom. The American Legion is going to take over the building and rehabilitate the area with the hope that this area may become more stable.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

A motion to consider Item 8-f on this Calendar under "Ordinances on First Reading" was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 13, SPEED REGULATIONS, AND SECTION 23:13-1, SPEED LIMITS.

(This amendment will increase speed limit on Raymond Boulevard, between Blanchard Street and easternmost intersection with Market Street, from 25 MPH to 40 MPH)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Martinez stated this amendment will increase the speed limit from 25 MPH to 40 MPH on Raymond Boulevard which has been newly constructed.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 1, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

5.11

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 82-84 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3024, LOT 51, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 82-84 Hedden Terrace, Newark, New Jersey, Block 3024, Lot 51, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2,000.00 pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated on each Municipal Council Calendar, he continues to see properties transferred to the Housing Authority. He does not understand why the City is giving away land to the Housing Authority. When the Housing Authority needs a specific piece of land, the City can transfer it to the Housing Authority, but he could not see wholesale transfers, street closings and then building a city within a city with tax abatement to people from outside of Newark. Mr. Murnick asked if there is a good rational reason for transferring land to the Housing Authority, or just something that has been done since the Housing Authority has been set up and the City transfers these lands out of City control, when someday the City may be able to get more money for these parcels of land. He queried why these lands cannot stay City-owned rather than transferring them to the Housing Authority.

Mr. Murnick declared we continue to see tax ratable lands taken away from the City. The City is complaining about revaluation. Approximately 50% of the total valuation is tax exempt or tax abated. Mr. Murnick asked why something is not done for the residents of the City of Newark rather than constantly giving property to the

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Housing Authority, who in turn gives it to out of town developers, and the City loses control.

Councilman Carrino related this question was brought up this morning at the pre-meeting conference and Newark Housing Authority Executive Director Notte is invited to meet with the Municipal Council at their special conference November 23, 1976 to discuss disposition of sales of City-owned property to the Housing Authority. If Mr. Murnick is available, at that time, he may get the answers from Mr. Notte.

Mr. Murnick said he would be happy to attend this special conference. He urged the Council to defer action on these ordinances.

MR. ANTHONY RYAN, 489 NORTH FIFTEENTH STREET, NEWARK, NEW JERSEY, spoke in opposition to giving this land to the Housing Authority. He asked why the Council grants tax abatement to people from outside of the State of New Jersey.

Councilman Carrino explained when the Housing Authority or anyone else has a project to be constructed, the proposal must be advertised and the lowest responsible bid is accepted regardless where the bidder comes from. The Council has no control over this. They must accept the lowest responsible bid. That is the law.

Councilman Tucker related the Senior Citizens development has been a point of controversy. There is a technicality. When the Council approves a tax abatement or a land use plan, they automatically take the Affirmative Action Plan and say they are going to put it in there. He has had other actions with representatives of the Affirmative Action Review Council and with Mr. Harry Wheeler, President of the Affirmative Action Review Council. Councilman Tucker said he does not know whether or not the Council can interact, at this point and time, in an already established contract. When the Council approves a contract, they are going to have to amend the Affirmative Action Plan. When talking about the Affirmative Action Plan, they are talking about Newark residents. The problem is they are meeting the Affirmative Action Plan but they are hiring out of towners. The tax abatement does not demand that they hire Newarkers. In all development plans to be considered, they will have to make that the case.

Councilman Tucker contended he has no problem with accepting the lowest responsible bid if he can do the work cheaper. The only problem is the lowest responsible bidder is going to bring in people from out of town. Councilman Tucker hoped the Council will be able to change the Affirmative Action Plan to insure that a percentage of the workers must come from the City of Newark, and that is one of the considerations on the receipt of the contract. Right now we do not have that.

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Councilman Tucker said he is not sure whether the Law Department can advise the Council as to whether or not they can make this a requirement, but the Council will do what they can to try to change the development package to include that.

President Harris related the Law Department will be requested to forward a written legal opinion. This matter will be discussed at the special conference November 23, 1976.

Councilman James commented many citizens have been concerned of late about the increased number of tax abatements and several Council Members are becoming vitally concerned. He agrees the Council should have an overall policy on tax abatements. Councilman James questioned at what point the Council becomes concerned. He pointed out every Ward, with the exception of the South Ward, which he represents, has had numerous tax abatement projects. No one cried "Wolf" when projects were designed to benefit their Ward. Councilman James agreed that the question of the amount of revenue to be received by the City is a vital question, that the Housing Authority should present to the Council, prior to development, their plan, the amount of dollars the land will bring to the City Treasury, and whether it will be an asset or a liability. However, he thinks it would be hypocritical for those who have benefited by sponsoring and supporting tax abatement for their various Wards, now to all of a sudden change and say it is a bad thing.

Councilman James hoped the citizens who are here tonight, who are vitally interested in tax abatement and acquisition of land by the Housing Authority, under the Sunshine Law citizens will have every opportunity to sit in and listen at that meeting. The record will show that most Councilmen, due to increased housing needs, particular interested parties, have at some time sponsored tax abatement projects.

President Harris declared this Council has gone on record and is still fighting, insofar as Affirmative Action is concerned, in the City of Newark. This body has approved funds when there was controversy, difference of opinion as to whether or not to approve a matter to keep ongoing training programs to train new people in trades and prepare them for the construction industry. President Harris said he is aware of some of the things Mr. Ryan mentioned relative to construction going on, particularly as it deals with minority subcontractors. He is far from satisfied with what is going on in the City in terms of giving the little guy the opportunity to reach his goal in the construction industry and make something useful of himself. President Harris stressed the Council will do everything within its power to see to it that the opportunities are available to all Newark citizens.

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Councilman Tucker recommended under "Motions" the Council crystalize the point they are raising for changing the Affirmative Action. He stressed the Council only has negotiating powers to deal with a contract, they do not have a residency plan in that tax abatement, so consequently they are dealing with a man who is extremely shrewd. He is in compliance with the Affirmative Action Plan but is importing minorities from New York. Councilman Tucker stressed the Council does not have a legal foothole except to negotiate, at least that is what he has been informed. The developer is hiring minority contractors but the only difference is they come from New York or Pennsylvania and he is hiring minorities to work on the job, but they come from New York or Pennsylvania.

Councilman Allen contended contracts are going out to people outside of the City of Newark. The Council always says they are not going to approve contracts to out of towners but every time they vote to give it to out of town contractors. Councilman Allen stressed they must take a good long look at this matter.

Councilman Carrino asserted the Council is talking about something outside of their purview. There are bidding laws. The Council cannot determine if the lowest responsible bidder is a Newark resident. If a project is subsidized by the Federal Government, the Federal Government dictates a man could live anywhere he wants and work here. Under the Affirmative Action Program, they must hire minority subcontractors and as long as that man meets that obligation, they do not have to be Newark residents. That is something the Council cannot change.

Mr. Ryan said he was not talking about affirmative action or tax abatement. He is concerned about Newark residents getting work.

Councilman James contended they are fighting diligently to see qualified bidders from minority ranks. There are members of this Council fighting that whereby minorities are not given full contracts that they serve as subcontractors. Councilmen have gone to work sites, made inspections and asked the Affirmative Action Council to actually halt work in order to see to it that there are some minority representatives on the job sites. Councilman James reiterated they are dealing with law and as Councilman Carrino stated, they must accept the lowest responsible bid even if the bidder happens to be from outside of the City of Newark. Councilman James queried, "How do we ignore the lowest responsible bid? You must give us definitive action to that." Councilman James added his office is open at any time if Mr. Ryan wants to sit down to explore this matter.

Councilman Martinez pointed out all of these lots under "Ordinances on Public

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Hearing, Second Reading and Final Passage" are lots for which no taxes have been paid in over four years, properties put up for public bidding and there have been no takers. No one wants these particular pieces of land. Councilman Martinez queried if these properties should remain as they are, forget about them, or develop a project so as to bring ratables to the City. These are things which also must be considered.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, expressed concern about tax abatement. He felt the Council's suggestion to correct this matter was a good thing. Everyone hopes Newark will be revitalized, but no one says how and when. Mr. Henderson asked what contribution will be made to revitalization by dedicating large areas of land for tax abated structures. He felt it makes no sense to foreclose taxable development for large areas for half a century. Newark is faced with rising taxes, tax abatements, declining citizenry and collapse of the Newark School System. These are not conditions conducive to revival of any city. Mr. Henderson offered a viable alternative for the use of such lands until such time as the City can recover to the point where they can be developed in a method to promote the welfare of the City; clean it up, plow it up, plant gardens and flowers.

Councilman James stated anyone opposed to tax abatement should come forth with an alternative. He stressed there is an acute housing need in Newark. If anyone has an alternative as to how they can provide shelter for the homeless without granting tax abatement, he would welcome that proposal and be one of those to sponsor it. Councilman James added it has been brought to his attention, right now there are 8,800 individual housing requests placed before the Newark Housing Authority which they are unable to meet. He has 26 letters forwarded to the Newark Housing Authority asking to find housing for needy citizens. There is a housing need in the City of Newark.

MR. GEORGE WILSON, 570 RIDGE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council. He asked when the City turns over property to the Housing Authority, if the Housing Authority pays taxes to the City.

Councilman Carrino stated the Housing Authority is the development agency of the City of Newark. Tax abatement properties are not tax free properties. They are payment in lieu of taxes. There are four resolutions on this Calendar granting tax abatement, and if adopted will generate \$170,000. The City receives 6.28% of gross shelter rents on tax abated properties, about 60% of what the City would receive for full taxes.

President Harris related this applies to other properties other than the South Ward. Newark Housing Authority Executive Director Notte indicated thirteen

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scatter site townhouses will be constructed on these individual pieces of land in the City of Newark.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 801-803 BERGEN STREET, NEWARK, NEW JERSEY, BLOCK 2711, LOT 15, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 801-803 Bergen Street, Newark, New Jersey, Block 2711, Lot 15, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$7,900.00, pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, felt scatter site townhouses, as indicated by President Harris, are good if people pay taxes. It is obvious there is a loophole in the Affirmative Action Program. Mr. Murnick recommended Newark residents be given tax abatement so that they can fix up their homes. He again urged the Council to defer action on these ordinances.

Councilman Allen contended there are many abandoned buildings and empty lots which are costing the City to clean up. The Government will not give money to build

5:22 unless the City grants tax abatement. No one has come up with a solution to develop land, as developed in Brick Township.

Councilman Martinez related the Council has been fighting against revaluation. The Council appeared before the State Legislature. The Council adopted an ordinance exempting from taxation the first \$4,000. of improvements on housing twenty years and older. The Council is on record appearing before the State Legislature requesting this amount be increased to \$10,000. per unit.

Councilman James concurred with Councilman Martinez. He felt more citizens should speak out and give feedback. The records show the Council fought diligently for programs to help the homeowners, Federal Assistance Code Enforcement Program (FACE), Housing Improvement Program (HIP), Citizens Action Program (CAP), etc. The Council is concerned about those paying high taxes and the confiscatory tax rate. The Council approved the North Ward and South Ward Urban Reinvestment Task Force. Councilman James declared no one can come before this Council, during his tenure, and say they have been all bad. This Council has tried both restraint in expenditures and concern for the taxpayers.

Councilman Carrino contended he does not have to justify his record on tax abatements. Mr. Murnick can voice his concern with Newark Housing Authority Executive Director Nottle at the special conference November 23, 1976.

Councilman Tucker called attention at the pre-meeting conference the Council discussed scheduling a public hearing on tax abatements in January. Councilman Tucker asserted this is a major problem which cannot be resolved this evening.

Councilman Carrino concluded there is nothing in these eleven ordinances about granting tax abatement. The City is selling properties to the Housing Authority, the redevelopment agency of the City of Newark. This is proper procedure. The properties should not be held by the City because the City is not in the redevelopment business. Nothing has been earmarked for these properties as yet. Councilman Carrino added they will ascertain at the special conference November 23, 1976 what plans the Housing Authority has for these properties.

Councilman James felt the Council would be remiss in their duties, due to the question posed by Mr. Murnick, if they do not advise him of the Prudential plans to give buildings on Washington Street, High Street and Warren Street and the Fireman's Fund Insurance Building, which contribute about \$1 million in taxes, to Rutgers University. Once they give these buildings to Rutgers University, they are wiped off the tax rolls, with no revenue coming to the City. This Council has already set up a meeting with the

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Chamber of Commerce and will ask how long they will continue to leave the City and turn over properties, which have paid a sizable amount of dollars to the City Treasury, to nonprofit entities, which properties are forever removed from the tax rolls. Mr. Murnick, as a citizen, should ask the Chamber of Commerce how long they are going to continue to reduce their contribution to the City while demanding more and more services.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 183 PRINCE STREET, NEWARK, NEW JERSEY, BLOCK 2553, LOT 8, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 183 Prince Street, Newark, New Jersey, Block 2553, Lot 8, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$5,000.00 pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved and by Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, again requested the Council to defer action on these ordinances.

Councilman Carrino again explained the procedure in this matter. He asked for citizen cooperation. Councilman Carrino reiterated this matter will be discussed with Newark Housing Authority Executive Director Notte at the special conference of the Municipal Council on November 23, 1976.

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No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage;

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 275 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 47, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 275 Morris Avenue, Newark, New Jersey, Block 243, Lot 47, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1,000.00 pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage;

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 271½ MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 19, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 271½ Morris Avenue, Newark, New Jersey, Block 243, Lot 19, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1,000.00, pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 267-267½ MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOTS 15 AND 16, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 267-267½ Morris Avenue, Newark, New Jersey, Block 243, Lots 15 and 16, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2000.00 pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above-described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 276 LIVINGSTON STREET, NEWARK, NEW JERSEY, BLOCK 2595, LOT 26, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 276 Livingston Street, Newark, New Jersey, Block 2595, Lot 26, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2,500.00, pursuant to the provisions of N.J.S. 40A:12-13(b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 378 HUNTERDON STREET, NEWARK, NEW JERSEY, BLOCK 2547, LOT 39, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 378 Hunterdon Street, Newark, New Jersey, Block 2547, Lot 39, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$3,300.00, pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 239 HAWTHORNE AVENUE, NEWARK, NEW JERSEY, BLOCK 3021, LOT 21, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 239 Hawthorne Avenue, Newark, New Jersey, Block 3021, Lot 21, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1,000.00, pursuant to the provisions of N.J.S. 40A:12-13(b)(1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage;

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 21-23 BROOKDALE AVENUE, NEWARK, NEW JERSEY, BLOCK 4065, LOT 82, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1).

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JERSEY:

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW

Section 1. That the premises commonly known as 21-23 Brookdale Avenue, Newark, New Jersey, Block 4065, Lot 82, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1,800.00, pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE REPEALING AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6-S & F-a granting an easement to Edward J. Bergen across a portion of City-owned property adjoining Cedar Grove Reservoir and adopted by the Municipal Council on May 5, 1976 is hereby repealed.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING AN EASEMENT FOR A ROADWAY TO EDWARD J. BERGEN ACROSS A PORTION OF CITY-OWNED PROPERTY ADJOINING CEDAR GROVE RESERVOIR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Director of the Department of Public Works is hereby authorized to grant and execute an easement agreement, a copy of which is annexed hereto, between Edward J. Bergen and the City of Newark for the purpose of constructing a roadway across a portion of property adjoining Cedar Grove Reservoir.

Section 2. An executed copy of said agreement shall be filed with the Office of the City Clerk by the Director of Public Works.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 15, 1976

ORDINANCES FOR RECONSIDERATION.

558

President Harris called for ordinances for reconsideration.

6-S & F-m.

The City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor October 13, 1976)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Carrino.

Councilman Carrino contended this is what citizens should be complaining about. Here is a situation where the Mayor of the City of Newark has three times vetoed legislation to establish an Audit Team to have people see what City departments are doing, where money is being misspent, to find out how insurance agents have no licenses and how the City gets insurance for \$1/4 million but no one has policies for it. Yet, the Council cannot get six votes to override the Mayor's veto of this ordinance. These are the problems that the City is confronted with, not with pieces of properties to be developed. Councilman Carrino requested the Star Ledger to do a press release as to why the City should have an Audit Team within the City Agencies.

Councilman Bottone related this Council requested a full investigation into insurance policies of the City of Newark. He read letter dated November 8, 1976 from Essex County Prosecutor Joseph P. Lordi, addressed to City Clerk D'Ascensio, stating, "This will acknowledge your letter of November 4, 1976, concerning the alleged fraudulent conduct of Mr. William E. Osley, Insurance Broker for the Insurance Fund Commission. A full scale investigation into his business relationship with the City has been initiated as requested in your letter. I will keep you advised of the results of that investigation."

The motion to defer action on this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

HEARINGS OF CITIZENS.

6-HC-a.

MR. GEORGE WILSON, PRESIDENT, NORTH WARD PROPERTY OWNERS ASSOCIATION, 570

RIDGE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council. He felt the Affirmative Action Program sounds great and a public hearing on tax abatement is a step in the right direction. Mr. Wilson urged the Council to defer action on the ordinances approving sale of properties to the Housing Authority and to defer action on any future tax abatements until after the public hearing on tax abatement.

A motion to permit Mr. D. J. Henderson to address the Municipal Council under "Hearings of Citizens" was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-b.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, suggested a

long range program for the Newark School System, start construction of small elementary schools in proper locations and to evaluate performance of the Newark School System. He said the Council voted to refer his suggestion to the Superintendent of Schools.

Councilman Carrino related this matter was discussed with the Superintendent of Schools. However, it will be a long time before elementary schools can be constructed in the City. This is a long range plan and a problem confronting the City.

Councilman James referred to an article in the Washington Post, a month ago, about a young man who graduated from a prestige public school in Washington, went to college and flunked because he could not read and write; and that Newark is the only municipality rated below Washington in reading and writing capacity.

Councilman Carrino announced there were several "Volunteers to Protect Senior Citizens" in the audience. There have been no muggings or purse snatching during the seven or eight days these volunteers have patrolled the areas. Councilman Carrino commended the "Volunteers to Protect Senior Citizens" for the great job they are doing in the North Ward.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR A CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "YOUTH AID AND SERVICES PROJECT" FOR PERIOD JULY 1, 1976 TO DECEMBER 1, 1976 AND AUTHORIZING MAYOR TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE AFORESAID GRANT FROM DECEMBER 2, 1976 TO DECEMBER 31, 1976; SOURCE OF FUNDS - SLEPA-\$11,965., STATE BUY-IN-\$664., LOCAL CASH (H.C.D.A.)-\$13,857., TOTAL \$26,486.) (CITY RECEIVED GRANT ON AUGUST 26, 1976 FOR \$12,629. FROM STATE LAW ENFORCEMENT PLANNING AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, YOUTH AID SERVICES, \$12,629.; ITEM AVAILABLE FROM STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$6,035. PAYABLE TO OLYMPIC TRAILS BUS COMPANY, 50 SOUTH 20TH STREET, IRVINGTON, IN SETTLEMENT OF CLAIM FOR \$7,035. INSTITUTED IN SUPERIOR COURT, ESSEX COUNTY, LAW DIVISION ON APRIL 5, 1976, FOR BUS SERVICES RENDERED ON VARIOUS DATES DURING JANUARY, FEBRUARY AND MARCH, 1975 TO DEPARTMENT OF HEALTH AND WELFARE, OFFICE OF ELDERLY AFFAIRS PURSUANT TO AUTHORIZATION SIGNED BY DIRECTOR OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council November 15, 1976)

A motion to table this resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

533
RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$2,148.52
PAYABLE TO ALFRED MASSA, 21 WOODBINE AVENUE, NEWARK, NEW JERSEY, UPON RECEIPT BY
CORPORATION COUNSEL OF ALL PAPERS DEEMED NECESSARY IN THIS MATTER, FOR ACCUMULATED
340½ HOURS OF WORK FOR WHICH MR. MASSA WAS NEVER PAID WHEN HE WAS TERMINATED BY THE
CITY OF NEWARK EFFECTIVE MAY 29, 1975; EMPLOYED AS PAINTER, DIVISION OF PUBLIC PROPERTY,
DEPARTMENT OF PUBLIC WORKS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck met with the Council November 15, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez.

Councilman Tucker contended the Council would be setting a precedent if they adopt this resolution. The Corporation Counsel recommended approval of this resolution. If the Council adopts this resolution, they will have to vote favorably for other employees to be paid compensatory time. Councilman Tucker said various Federal Program employees were requested to work overtime during the summer to train counselors and in most cases never received any money. Councilman Tucker reiterated once the Council approves this request, they will have to take into consideration requests for other municipal employees.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, President Harris.

No: Councilmen James, Tucker.

Not Voting: Councilman Carrino.

7-R-e.

RESOLUTION APPROVING APPLICATION AND PLAN OF JOHNSON APARTMENT COMPANY A, A
LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION
OF APARTMENT HOUSES AT 23 JOHNSON AVENUE, 25 JOHNSON AVENUE AND 27 JOHNSON AVENUE,
TOTALLING 72 HOUSING UNITS, AND MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING
EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND
SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ. AND THE APPROVAL OF THE
PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF CONSERVATION AND ECONOMIC
DEVELOPMENT OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Housing Development and Rehabilitation Corporation Executive Director Thomas Massaro met with the Council November 15, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James.

November 15, 1976

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Councilman Carrino recommended, in light of the meeting next week and statements made here tonight, the Council should defer action on these four tax abatement resolutions until after discussion at the special conference November 23, 1976.

Councilman James said he would be guided by the Councilman from the Central Ward.

Upon question posed by Councilman Martinez, the City Clerk explained under the statute any property to which tax abatement is granted requires that the owner of the property file a petition for exemption. If tax abatement is granted, only the land will be assessed and no tax assessed on the improvement. However, at the end of the year, a percentage of the rent, or whatever the tax abatement agreement provides, must be paid in lieu of taxes. From that amount they deduct the amount of tax paid on the land and pay the difference. The property is not completely tax exempt. They will pay at least the tax the City was getting at the time the project was commenced. In most cases, it winds up that the City gets more than what the City was originally getting.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, President Harris.

No: Councilman Carrino.

Not Voting: Councilmen Giuliano, Martinez, Villani.

7-R-f.

RESOLUTION APPROVING APPLICATION AND PLAN OF NEW JERSEY STATE AFL-CIO

URBAN RENEWAL HOUSING, INC., A NONPROFIT HOUSING CORPORATION OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION OF A PROJECT FRONTING ON BROAD STREET AND RUNNING THROUGH TO NEVADA STREET AND COMMONLY KNOWN AS 987-997 BROAD STREET, BEING A PART OF PRESENT LOT 1 IN BLOCK 111, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ.; BUT IN NO EVENT FOR A PERIOD LONGER THAN THE LIFE OF THE NEW JERSEY HOUSING FINANCE AGENCY (N.J.H.F.A.) MORTGAGE TO BE GIVEN TO NEW JERSEY STATE AFL-CIO HOUSING AND DEVELOPMENT INC. TO FINANCE SAID PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Housing Development and Rehabilitation

Corporation Executive Director Thomas Massaro met with the Council November 15, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Martinez.

7-R-g.

RESOLUTION APPROVING APPLICATION AND PLAN OF CENTER CITY HOUSING COMPANY 9-C,

A LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION OF A BUILDING AT 1007 BROAD STREET, TALLING 41 HOUSING UNITS, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ. AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Housing Development and Rehabilitation

Corporation Executive Director Thomas Massaro met with the Council November 15, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilmen Giuliano, Martinez.

7-R-h.

RESOLUTION APPROVING APPLICATION AND PLAN OF CENTER CITY HOUSING COMPANY 9-B,

A LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION OF A BUILDING AT 80 COURT STREET, TALLING 27 HOUSING UNITS, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ. AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF CONSERVATION AND ECONOMIC DEVELOPMENT OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Buck and Housing Development and Rehabilitation

Corporation Executive Director Thomas Massaro met with the Council November 15, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, President Harris.

No: Councilman Carrino.

Not Voting: Councilmen Martinez, Villani.

7-R-i.

EMERGENCY RESOLUTION APPROPRIATING \$11,189., MAYOR'S OFFICE AND AGENCIES,

DIVISION OF CIVIL DEFENSE, SALARIES AND WAGES, DEPUTY DIRECTOR-\$2,894., SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION UNIT-\$5,225., UTILITIES-ELECTRIC SERVICE-\$518. AND NON-VEHICULAR EQUIPMENT-\$2,552.; TO PAY THE SALARY OF DEPUTY DIRECTOR OF CIVIL DEFENSE AND TO PAY FOR THE PUBLIC-EMERGENCY WARNING SYSTEM THAT WILL NOTIFY THE

CITIZENS IN CASE OF A NATURAL DISASTER OR A NUCLEAR ATTACK; SAID EMERGENCY FUNDS SHALL
BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk called attention to letter received this afternoon from Corporation Counsel Buck stating after reviewing this resolution and the supporting documentation attached thereto by Robert E. Swales, Deputy Director of Civil Defense, it is the opinion of the Law Department that emergency appropriation is appropriate provided that funds have not been previously expended. The City Clerk noted the record indicates that funds have been committed from September on, which means the opinion of the Corporation Counsel states the Council cannot adopt this resolution.

A motion to reject this resolution was made by President Harris, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Tucker, President Harris.

No: Councilmen James, Martinez.

Not Voting: Councilmen Carrino, Giuliano, Villani.

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Tucker.

President Harris stated the Corporation Counsel advised the Council cannot approve this resolution legally so he sees no reason to keep it on the Calendar. President Harris asked the Council to seriously consider this action because there may be some future ramifications.

Councilman Carrino pointed out the State law dictates this position be available in the City at all times. He queried if the City would run into a problem with the State that this position has to be in existence by State law.

The City Clerk interjected the only remedy available to the Council, if so inclined, is to adopt a substitute resolution providing for the expenditure of funds from here on to the end of the year but the Council cannot make an emergency appropriation today to pay for what happened yesterday because Trenton will not approve it.

Councilman Carrino queried if the Council would be violating a State law if they reject this resolution.

Upon question posed by President Harris, Assistant Corporation Counsel Miceli replied this position is included in the ordinances, however, part of the salary was not budgeted.

The City Clerk related the appropriation was exhausted sometime in September and the request for this emergency appropriation was posed in time to be adopted legally, but Administration did not act promptly, as a result of which the Council received this

resolution too late.

Councilman Bottone related Mr. Robert Swales was placed in the position and there was no money budgeted for the position after a certain date, but he did submit information to Administration in August, before the money ran out, that this situation would come about. Councilman Bottone recommended rather than reject this resolution, he would withdraw his motion to defer action on this resolution and move to table this resolution.

Councilman Bottone withdrew his motion to defer action on this resolution.

Councilman Tucker recalled they did not put the money in the budget. He felt the motion to reject this resolution deals with the legal question raised by the Corporation Counsel. Councilman Tucker added he wants to see people who have been working get paid. If the Council intends to table this resolution, they should follow up by making sure the person gets paid.

President Harris felt once this matter is pursued in the court, the City would be mandated by the court to pay it. He recommended tabling this resolution.

Councilman Tucker withdrew his second to the motion to defer action on this resolution.

A motion to table this resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO EXECUTE CONTRACT WITH NEWARK SKIN DIVERS TO TRAIN 20 WATER SAFETY INSTRUCTORS IN SCUBA TECHNIQUES FOR USE AT NEWARK'S WATERSHED PROPERTIES, FOR AMOUNT NOT TO EXCEED \$800.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano.

Councilman Carrino asked what justification they have to train Skin Divers.

Councilman Martinez recalled last year there were five drownings in the Passaic River and on each occasion they had to call Skin Divers from Kearny to recover the bodies. Newark was billed for that expense on each occasion.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilmen Bottone, Carrino.

7-R-k.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH THE URBAN LEAGUE OF ESSEX COUNTY TO PROVIDE OJT SERVICES FOR SUM NOT TO EXCEED \$77,689.80; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH COMMUNITY COOPERATIVE HEALTH SERVICES, INC. TO PROVIDE MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$42,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution and directing the City Clerk to invite Employment and Training Director Harry L. Wheeler to meet with the Municipal Council at their pre-meeting conference November 30, 1976 to discuss this matter, was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BROADWAY HEALTH GROUP TO PROVIDE MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$48,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution and directing the City Clerk to invite Employment and Training Director Harry L. Wheeler to meet with the Municipal Council at their pre-meeting conference November 30, 1976 to discuss this matter, was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BRIGGS COGBILL FRIEND, INC., P. O. BOX 113, TEANECK, NEW JERSEY, TO PROVIDE FOR A SECRETARIAL TRAINING SERVICES FOR SUM NOT TO EXCEED \$69,230.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING FILING OF APPLICATIONS FOR FUNDING VARIOUS PUBLIC IMPROVEMENT PROJECTS UNDER THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, AS SHOWN ON ATTACHED LIST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

EMERGENCY RESOLUTION APPROPRIATING \$225,112., DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, SERVICES BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION UNITS CENTREX-\$173,682., HEAT, LIGHT AND POWER-\$51,430.; TO PROVIDE ADDITIONAL FUNDS FOR TELEPHONE SERVICES AND FOR PUBLIC SERVICE ELECTRIC AND GAS FOR CONTINUOUS USE OF THE UTILITIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING THE MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT WITH LOCAL 2297, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, EFFECTIVE JANUARY 1, 1976 TO DECEMBER 31, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

November 15, 1976

566

A motion to defer action on this resolution and directing the City Clerk to invite Labor Relations and Compensation Manager Pannullo to meet with the Municipal Council at their pre-meeting conference November 30, 1976 to discuss this matter, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING THE MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT WITH LOCAL 2299, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, EFFECTIVE JANUARY 1, 1976 TO DECEMBER 31, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Labor Relations and Compensation Manager Pannullo to meet with the Municipal Council at their pre-meeting conference November 30, 1976 to discuss this matter, was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH T & R-ALARM SYSTEMS, INC., 65 MILLER STREET, WALLINGTON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROVIDING AND INSTALLING AN ELECTRICAL SECURITY PROTECTION SYSTEM FOR VARIOUS SITES IN BERGEN STREET HIGH IMPACT PROJECT, IN AMOUNT NOT TO EXCEED \$32,894., IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND WORK TO BE COMPLETED WITHIN 90 DAYS AFTER APPROVAL OF CONTRACT. (FUNDS ENCUMBERED AND APPROPRIATED IN HIGH IMPACT ANTI-CRIME BUDGET, "BERGEN STREET MERCHANTS CRIME REDUCTION GRANT")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

567
7-R-t.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH L. D. SEELY COMPANY, P. O. BOX 2293, OCEAN, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR REPAIRING OF SNOW PLOWS, IN AMOUNT NOT TO EXCEED \$10,000., IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND BE COMPLETED UPON SATISFACTORY COMPLETION. (TOTAL AMOUNT TO BE PAID FROM 1976 DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH NEWARK WELDING CO., 47 MORRIS AVENUE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR MOUNTING OF SNOW PLOW FRAMES, IN AMOUNT NOT TO EXCEED \$5,000., IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND BE COMPLETED UPON SATISFACTORY COMPLETION. (TOTAL AMOUNT TO BE PAID FROM 1976 DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME, 1155 PLEASANT VALLEY WAY, WEST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR FURNISHING KOSHER MEALS IN TITLE VII NUTRITION FOR THE ELDERLY PROGRAM, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, IN AMOUNT OF \$1.70 EACH MEAL, NOT TO EXCEED \$6,375., EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF NUTRITION FOR THE ELDERLY, KOSHER COMPONENT, VII; ENCUMBERED IN 1976 BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

November 15, 1976

7-R-w.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH UNITED COMMUNITY CORPORATION, 449 CENTRAL AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR FURNISHING MEALS INCLUDING HISPANIC COMPONENT IN TITLE VII NUTRITION FOR THE ELDERLY PROGRAM, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, IN AMOUNT OF \$1.44 EACH MEAL, NOT TO EXCEED \$35,121.60, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL. (TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF NUTRITION FOR THE ELDERLY, INCLUDING HISPANIC COMPONENT, TITLE VII; ENCUMBERED IN 1976 BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST OF CITY OF NEWARK WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY TO CONTINUE IMPLEMENTING UNIFIED VAILSBURG SERVICES PROGRAM, FOR PERIOD NOVEMBER 1, 1976 TO NOVEMBER 15, 1976 AND EXTENDING CONTRACTUAL OBLIGATION FOR PERIOD NOVEMBER 16, 1976 TO NOVEMBER 30, 1976; AND AUTHORIZING PROJECT DIRECTOR TO EXTEND SERVICES DERIVED FROM THIS CONTRACT FROM NOVEMBER 1, 1976 TO NOVEMBER 30, 1976, CONTINGENT UPON APPROVAL OF NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING A SALE OF PROPERTY OWNED BY THE CITY OF NEWARK KNOWN ON ITS TAX MAPS AS REAR OF 381-405 RAYMOND BOULEVARD, BLOCK 2407, LOT 1, AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR SAID PURCHASE UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-z.

RESOLUTION ACCEPTING BID OF INTERRACIAL COUNCIL FOR BUSINESS OPPORTUNITY TO LEASE APPROXIMATELY 2,430 SQUARE FEET OF OFFICE SPACE ON THE EIGHTH (8TH) FLOOR AT CITY-OWNED PREMISES 20 PARK PLACE, NEWARK, NEW JERSEY, FOR EIGHT HUNDRED AND TEN (\$810.00) DOLLARS PER MONTH FOR A ONE YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JONNIE BOULER, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING OCTOBER 17, 1976 AND ENDING APRIL 17, 1977. (ANOTHER POSITION - FIRST LEAVE BEGAN APRIL 16, 1976)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION APPOINTING 2 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1976 (NEW JERSEY STATE SPECIAL POLICE ASSOCIATION). (HERBERT P. GALLAGHER, JOSEPH W. SCHER)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO EXECUTE TAX CERTIFICATE NO. 46296 TO A. C. MASSAC AND ESTELLE, HIS WIFE, FOR PREMISES COMMONLY KNOWN AS 20-22 VAN VELSOR PLACE, BLOCK 3691, LOT 82, FOR \$3,815.77, SAID AMOUNT REPRESENTING THE TAX SALE LIEN, ALL SUBSEQUENT LIENS AND INTEREST AND COSTS TO NOVEMBER 15, 1976, PURSUANT TO N.J.S.A. 54:5-113 AND 114.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO CANCEL \$10,311.46 OUTSTANDING WATER-SEWER CHARGES ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURES, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION TO AMEND A RESOLUTION (7-R-bb DATED SEPTEMBER 15, 1976) ENTITLED "RESOLUTION AUTHORIZING TAX COLLECTOR TO SELL AT PUBLIC AUCTION, DECEMBER 2, 1976, ETC...." AND INSTEAD AUTHORIZE TAX COLLECTOR TO SELL AT PUBLIC AUCTION, DECEMBER 16, 1976, AT 10:30 A. M., COUNCIL CHAMBER, PARCELS OF REAL PROPERTY SUBJECT TO SAID TAX OR MUNICIPAL LIENS IN MANNER PRESCRIBED BY AND PURSUANT TO N.J.S.A. 54:5-19 TO 54:5-111, ET SEQ., AND TO AUTHORIZE TAX COLLECTOR TO ADJOURN SAID SALE, PURSUANT TO N.J.S.A. 54:5-28.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS, TOTALING \$288,637.34, TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT "A", OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF STATE BOARD JUDGMENTS, COUNTY BOARD JUDGMENTS, SENIOR CITIZEN ALLOWANCE, VETERAN'S ALLOWANCE AND CASH OVER-PAYMENTS, FOR YEARS 1970, 1971, 1972, 1973, 1974 AND 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION REFUNDING OVERPAYMENT OF NEWARK PAYROLL TAX FOR 1976 TOTTALLING \$20.00 TO RESPECTIVE TAXPAYER ON ATTACHED SCHEDULE, SAID OVERPAYMENT SHALL BE PAID FROM REVENUE.

November 15, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TO MR. WILLIE C. WEAVER OF 206 NORFOLK STREET, NEWARK, NEW JERSEY FIFTEEN DOLLARS (\$15.00) DUE TO THE FACT OF A RESTAURANT LICENSE NOT BEING GRANTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TO MR. FELIX MENDEZ OF 1103 BROAD STREET, NEWARK, NEW JERSEY FIFTEEN DOLLARS (\$15.00) DUE TO THE FACT OF A RESTAURANT LICENSE NOT BEING GRANTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING CONTRACT ON BEHALF OF THE CITY OF NEWARK WITH DELORES T. WILLIAMS TO IMPLEMENT A RECREATION TRAINING INSTITUTE FOR A CONTRACT PRICE OF \$2,495.; FUNDS PROVIDED IN DEPARTMENT OF RECREATION AND PARKS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-3; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bk.

RESOLUTION AWARDING CONTRACT TO COMBUSTION EQUIPMENT ASSOCIATES, 555 MADISON AVENUE, NEW YORK, NEW YORK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 76-06, A 20 YEAR FULL SERVICE CONTRACT FOR DISPOSAL OF 700 TONS PER DAY OF MUNICIPAL SOLID WASTES FROM CITY OF NEWARK, FOR FEE BASED UPON THEIR BID PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS, CONDITIONED UPON APPROVAL OF A FINAL CONTRACT BY MUNICIPAL COUNCIL; SATISFACTORY REVIEWS AND APPROVALS BY NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND NEW JERSEY PUBLIC UTILITY COMMISSION; AN ADEQUATE SITE BEING ACQUIRED TO CONSTRUCT AND IMPLEMENT THE PROPOSED BID AND NO OBLIGATION IS INCURRED BY CITY OF NEWARK AS A RESULT OF THIS RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council November 15, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone.

Councilman Martinez referred to the Ironbound Recreation Center, which went from \$1.6 million to \$7 million and still has serious problems due to flooding conditions and oil conditions which hamper the youngsters from using this facility. On behalf of the City of Newark, he had taken Tidewater Baling Corporation to court to correct these conditions, which were after the fact, and lost the case in court because the City had failed to meet its contractual obligations to the facility.

Councilman Martinez said now he is asked to vote for a \$15,000,000. project, which is alleged to be at no cost to the City. At a prior pre-meeting conference he asked that the following questions be answered but no replies have been received: A \$15 million building is to be built in the swamplands of Newark. Have borings been taken on this property so that the same problem will not occur as in the Ironbound Stadium and most recently East Side High School? The Blanchard Street area has far more serious flooding problems than in the other mentioned areas. Are these conditions to be corrected?

Councilman Martinez declared there is no question in his mind that this facility is long overdue. However, until his questions are completely answered, he will not become a part of the "political shaft" that was given to the East Ward residents by the prior Administration and Council.

Councilman Martinez continued he has gone over the proposal thoroughly and thinks it is a fine proposal for solid waste. He observed the Combustion Equipment Associates (CEA) of New York City has a signed letter of intent with another New York City firm, New York Carting Company, granting that firm use of from one-third to two-thirds of the facility's capacity as a disposal place for residential and light industrial refuse from New York City.

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Councilman Martinez queried with all the prior discussions the Council has had about residency, with all the Newark private sanitation companies not doing any business because out of town sanitation companies are in operation, with Newark sanitation employees laid off because of budget cuts, with Newarkers looking for work daily, is this Council now going to say "the h--- with Newarkers." Let us hire not an out of town firm but an out of state firm. Councilman Martinez quoted a condition in the contract with an out of state firm, Page 2, letter of intent from the New York Carting Company, "The subject only to satisfy City of Newark for contractual rights. The facility shall dedicate 700 tons of average capacity to the New York Carting accounts. Further will provide New York Carting with a right of first refusal to utilize any available excess capacity not contracted to New Jersey municipalities."

Councilman Martinez stated based upon some of these facts, he is prepared not to stop progress in the East Ward. Therefore, he is temporarily prepared to accept the Solid Waste Proposal by the Combustion Equipment Associates providing there are stipulations in the proposed contract: 1) The flood problem is addressed to the Council. 2) How does Combustion Equipment Associates plan to build this building in swamplands without having serious repercussions thereafter, such as pilings, and will the Council be advised and given a commitment that the heavy tonnage which will travel into and onto this solid waste facility will continue operation, with all the aforementioned problems. 3) Combustion Equipment Associates will meet with private sanitation companies from Newark and adjoining areas who will hire Newarkers, not New Yorkers, for the next twenty years at least, particularly those Newarkers who have been laid off from the City of Newark.

Councilman Martinez stated at the previous pre-meeting conference, the Council was made aware of the presentation he made to CEA and the Council is also aware that many of the questions were not answered. They were made aware of the problems in this particular area, they are going to use some of the waste for fuel, and that some of the outside cities that would come into the solid waste program would have some sort of dedication monetarily. According to the New York Carting Company contract, the City of Newark would be secondary. Newark would only be committed to 700 tons of waste in that facility. Any other private contractor cannot deal with the City of Newark, except with the New York Carting Company, whoever they say can come in. Councilman Martinez contended this is very unfair to the residents of the City of Newark, the sanitation employees who were laid off and all the private scavengers and sanitation outfits in this area. He hopes this matter will be given due consideration by his colleagues.

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Councilman Martinez felt this is a fine proposal, a fine background. This is exactly what is needed in the City of Newark, except for a few changes to be made. Providing his colleagues are in agreement, he hoped the Combustion Equipment Associates would meet with the Council to go over this proposal. Councilman Martinez felt this will not help the unemployment problem in the City of Newark. It is going to create problems by bringing in an outside firm from out of the State.

Upon question posed by Councilman Giuliano, Chief Analyst Polster replied the City does the carting under this proposal.

Councilman Martinez related the City will do its own hauling for the 700 tons. Combustion Equipment Associates would build a 3,000 ton per day unit, the other 2,300 tons will be dealt with by the New York Carting Company to do as they see fit. They have first option under this contract. Basically the contract states they have the right to first refusal to utilize any available excess capacity not contracted to New Jersey municipalities. Under contract with Combustion Equipment Associates, Newark cannot even contract with other municipalities. This is the only thing he sees wrong in the contract. Councilman Martinez felt this is a good proposal, but he only sees a New York outfit taking over private sanitation in the State of New Jersey.

Upon question posed by Councilman Giuliano, the City Clerk stated the contract provides CEA will accept Newark's garbage up to 700 tons a day, but CEA specified in their presentation to the Council that to make the operation as economical as possible, the larger the facility, the lower the unit cost. Therefore, it is their intention to put up a 2,000 ton a day unit. To satisfy Newark's needs only, they would be required to put up a 1,000 ton capacity unit. In order to treat 2,000 tons a day of garbage, in addition to Newark's 700 tons, they have contracted with New York Carting Company for an additional 700 tons, total 1,400 tons, so there is 600 available tons of garbage per day which they are giving New York Carting Company exclusive rights to absorb, so in effect what Councilman Martinez said the New York Carting Company would then be in a position to supply to Combustion Equipment Associates 1,300 tons of garbage per day from New York City residents and concerns. The refuse delivered to the facility by New York Carting Company will be generated by New York City residential and light commercial accounts, with no heavy demolition or hazardous waste included, and they will have the first option to commit the additional capacity.

President Harris noted at a subsequent meeting there will be another action on this matter.

The City Clerk related they were informed by the Director of Engineering

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in order to meet statutory requirements that action on the bids which were solicited by public advertising within the required period of thirty days, and a further extension of thirty days, the City has to indicate its intent to accept the proposal. However, in reading this resolution, it states there is no obligation incurred by the City of Newark. As the result of this resolution, Combustion Equipment Associates will then prepare a detailed contract, which if it meets approval of the Council, the Council will then authorize it to be executed. This resolution does not authorize execution of any contract right now. It is just accepting a bid proposal.

Councilman Giuliano asked if this is binding.

Assistant Corporation Counsel Miceli replied he is not familiar with this item but from what he understands, basically this resolution is the acceptance of the proposal made by Combustion Equipment Associates in order to comply with Local Public Contracts Law.

Councilman Martinez called attention under contract with New York Carting Company, Paragraph 2 states should the City of Newark not give Combustion Equipment Associates notice of its intent to enter into contract on or before November 30, 1976, the parties, New York Carting Company and Combustion Equipment Associates, shall use their joint best efforts to acquire suitable site elsewhere in the metropolitan region for such a project. He gets the impression there is perhaps a partnership agreement. Councilman Martinez reiterated he is not looking to stop Combustion Equipment Associates. They have a good proposal. His objection is to an out of State firm taking jobs away from Newark residents.

Councilman James contended by law they must recognize a successful bid within thirty days. They have two bids and failing to recognize them, both would be thrown out and they will have to start from scratch. The Council's first action is to honor and recognize there is a low responsible bid. Within the next sixty days, they can review the matter and see if the specific contract posed by the Combustion Equipment Associates is enlightening to this body. During the interim, anyone else who has a proposal can bring forth a viable alternative. Councilman James asserted the Council would be irresponsible if they allow people to lobby with verbal promises. We have a serious problem where the cost of refuse is increasing, causing a crisis. Also, all should hang their heads in shame about cable television. All the suburbs have cable television, but not one big city, Newark. Now Councilman Bottone and he are asking about cable television. When the City had the chance, the contract, they procrastinated and now we are out of the cable television business. Councilman James reiterated they have sixty days for those who are making alternatives to bring them forth and put their cards on the table.

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At the request of Councilman Bottone, the City Clerk read the resolution. 578

Councilman Giuliano proposed a stipulation in the contract about carting by a Newark firm.

The City Clerk related the proposal is based upon Combustion Equipment Associates taking Newark's 700 tons of garbage per day. Newark will use its trucks to deliver to this facility. In addition to that, Combustion Equipment Associates intends to build a facility for 2,000 tons a day. They will accept 700 tons from New York and 700 tons from Kearny. There is still 600 tons a day still available which they give the right to the New York Carting Company to subcontract. Newark gets a bonus for every ton of garbage from an outside contract.

Councilman Martinez maintained he is not questioning the contract. Are we saying this is the only firm around that can haul 700 tons a day? He is sure there are many private sanitation firms in this area who can handle this and will hire Newark residents. This is long overdue. This is one of the biggest steps this Council has ever taken.

Councilman Carrino felt Newark is running out of dumping sites, so are private scavengers. The further they have to go to dump, the more expensive it will be for them. When they run out of sites, New York and Kearny will have first exclusive rights to dump garbage in Blanchard Street and they are going to be cheaper than any other local disposal company. Councilman Carrino added he has no problem with the proposal except giving monopoly to the New York Carting Company.

Councilman Martinez reiterated they are accepting a proposed bid based upon contract which includes the New York Carting Company and any other problems which they may have. He again requested asking Combustion Equipment Associates to work out something acceptable to this Council.

The City Clerk called attention to a letter received at 4:25 P. M. today from the Director of Engineering clarifying some of the major points which have been discussed. The Council has not been asked to authorize the final execution of the solid waste disposal contract with CEA. The Council is being asked only to grant a conditional award to satisfy the State Bidding Law requirement which stipulates that all public contracts be awarded within sixty days of receipt. This award only grants the contractor the indication that the City is willing to proceed towards the execution of the contract if, and only if, a final agreement can be reached between the City and the Combustion Equipment Associates. The award is conditioned upon the completion of a final contractual arrangement that will satisfy the Council's requirements as well as

542 those of the Administration. As soon as this final contract has been drafted satisfactorily, the Council will be asked, at that point and time, to authorize the execution of the contract by the Director of Engineering. The final execution of said contract would be further conditioned upon the satisfactory reviews by the appropriate state agencies which includes a final site plan review, an environmental impact statement, an engineering design review, a public hearing and a review of the rate structure and other utility considerations.

Councilman Giuliano remarked he was convinced this contract is not binding.

Councilman Martinez referred to the conditional awarding of the contract. He recommended Mr. John B. Reilly of Combustion Equipment Associates be invited to meet with the Municipal Council at a later date to review the minor problems in the proposal, and then vote to accept the contractual award.

President Harris directed the City Clerk to invite Mr. Reilly of Combustion Equipment Associates to meet with the Municipal Council at a conference in December to discuss this matter.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

Not Voting: Councilman Carrino.

7-R-b1. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, IRONBOUND LITTLE LEAGUE FIELD GREEN ACRES/OPEN SPACE PROJECT, \$126,000.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, ST. PETER'S PARK GREEN ACRES/OPEN SPACE PROJECT (FY'1976), \$495,000.; ITEM AVAILABLE FROM STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION DECLARING CITY OF NEWARK WILL ENFORCE AND IMPLEMENT THE NEW JERSEY STATE UNIFORM CONSTRUCTION CODE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION RESCINDING RESOLUTION 7-R-da, AUGUST 4, 1976, "RESOLUTION DESIGNATING THE CITY-OWNED PARK AT BLOOMFIELD AND ABINGTON AVENUES AS 'COLUMBUS PLAZA.'"

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

EMERGENCY RESOLUTION APPROPRIATING \$18,500., FIRE DEPARTMENT, SERVICE BY CONTRACT OR AGREEMENT, VEHICULAR EQUIPMENT REPAIR-\$7,000., MATERIALS AND SUPPLIES, VEHICULAR REPAIR PARTS-\$11,500., TO PROVIDE FUNDS FOR MAJOR REPAIRS OF VEHICULAR EQUIPMENT AND PURCHASE VEHICULAR PARTS FOR SNORKEL HI-RANGER 1080S VEHICLE PLACED OUT OF COMMISSION DUE TO FAULTY ENGINE; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SERTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, MULTIPLE DWELLING GRANT, \$50,000.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

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Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1976 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, NEWARK NUTRITION PROJECT FOR THE ELDERLY, \$9,359.; ITEM AVAILABLE FROM NEW
JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

EMERGENCY RESOLUTION APPROPRIATING \$27,484., DEPARTMENT OF ENGINEERING, OTHER
EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANTS AND SPECIALIZED
SERVICES, TO PROVIDE FUNDS TO PAY FOR MAJOR CONSTRUCTION OF APPROXIMATELY 50 FEET OF
66 INCH REINFORCED CONCRETE SEWER PIPE LINE WHICH COLLAPSED AT INTERSECTION OF SHERMAN
AVENUE AND WRIGHT STREET; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF
OF CITY OF NEWARK WITH ELGATE CORPORATION, 361 BERGEN AVENUE, KEARNY, NEW JERSEY,
LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. E-76-19R, SHERMAN AVENUE
SEWER REHABILITATION, FOR TOTAL SUM OF \$27,484., IN ACCORDANCE WITH THEIR PROPOSAL AND
SPECIFICATIONS; FUNDS PROVIDED IN 1976 OPERATING BUDGET OF DEPARTMENT OF ENGINEERING,
SERVICE BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANTS AND SPECIALIZED SERVICES BY
ADOPTION OF AN EMERGENCY APPROPRIATION CONCURRENT WITH THIS LEGISLATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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MOTIONS.

7-M-a.

A MOTION RECOGNIZING THE 64 YOUNGSTERS IN THE EIGHTH GRADE CLASS AT THIRTEENTH AVENUE SCHOOL, WHO ARE TAUGHT BY ATTILIO SPIGA AND IRIS MC MURRAY, FOR HAVING THE HIGHEST READING SCORES ON THE METROPOLITAN ACHIEVEMENT TEST IN THE CITY OF NEWARK AND FOR ATTAINING READING SCORES THAT ARE AMONG THE HIGHEST IN THE NATION, was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION SUPPORTING THE MINORITY STUDENTS AT RUTGERS SCHOOL OF LAW IN THEIR DEMAND FOR MORE MINORITY REPRESENTATION OF THE FACULTY, AND THEIR REQUESTS FOR CONTINUATION OF THE FEDERALLY-FUNDED WORK/STUDY PROGRAM, WHICH ENABLES MANY MINORITY STUDENTS TO WORK IN AGENCIES THAT SERVE THE COMMUNITY; FURTHER CONDEMNING A STATEMENT MADE BY LAW SCHOOL DEAN PETER SIMMONS DURING A CONVOCATION CALLED TO DISCUSS MINORITY STUDENT GRIEVANCES LAST WEEK, DURING WHICH TIME HE STATED THAT HE PERSONALLY DID NOT "BELIEVE THAT THIS UNIVERSITY OWES THE CITY OF NEWARK ANYTHING MORE THAN SIMPLY BEING A GOOD NEIGHBOR;" AND IN REVIEWING THE DEAN'S STATEMENTS MADE DURING THIS CONVOCATION, IT IS THE MUNICIPAL COUNCIL'S DESIRE THAT DEAN SIMMONS TAKE INTO ACCOUNT THAT HIS UNIVERSITY OCCUPIES TAX EXEMPT LAND IN THE CITY OF NEWARK, AND BENEFITS FROM THE CITY'S SERVICES; IN ADDITION IT IS LOCATED IN THE HEART OF NEW JERSEY'S LARGEST CITY, AND CERTAINLY HAS A MORAL OBLIGATION TO NEWARK TO BE MORE THAN JUST A GOOD NEIGHBOR, was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

Councilwoman Villani brought to the attention of the Municipal Council an incident which occurred in Welfare Director Massiah's Office recently when a welfare recipient put his foot through a window and glass was splattered out of the window onto a passing car. A letter was directed to the Insurance Fund Commission reporting this incident and a letter was received from Ms. Beatty stating there is no liability coverage at 2 Cedar Street since this was never requested.

A MOTION DIRECTING THE CITY CLERK TO FORWARD A COMMUNICATION TO BUSINESS ADMINISTRATOR WALLS AND PEARL BEATTY REQUESTING THE STATUS OF LIABILITY COVERAGE ON ALL CITY-OWNED PROPERTY INCLUDING 2 CEDAR STREET, was made by Councilwoman Villani, seconded

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by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO. (TO ADJUST SALARY RANGE FOR ASSISTANT CHIEF LICENSE INSPECTOR AS PER CONTRACT AGREEMENT)"

(Assistant Chief License Inspector \$10,045. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-b1) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO, AMENDED. (TO ADJUST SALARIES AS PER CONTRACT AGREEMENT)"

(Assistant Chief Water Service Inspector \$10,045. - \$12,209.

Chief Water Service Inspector 11,628. - 14,133.

Water Service Inspector 8,677. - 10,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

November 15, 1976

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8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-u) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARY FOR ASSISTANT MUNICIPAL SUPERINTENDENT OF WEIGHTS AND MEASURES AS PER CONTRACT AGREEMENT)"

(Assistant Municipal Superintendent
of Weights and Measures

\$ 8,677. - \$10,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 4, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 273 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 20, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 1, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 4, 1976, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN POST #494, INC., AMERICAN LEGION, FOR THE PREMISES COMMONLY KNOWN AS 743-745 SUMMER AVENUE, BLOCK 773, LOT 8, FOR A NOMINAL ANNUAL RENTAL OF TEN DOLLARS, OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM NOT TO EXCEED FIFTY YEARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-i on Page 14 in the minutes of this meeting)

8-f.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 4, 1976,

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ENCLOSING PROPOSED "ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE
REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED,
BY ADDING THERETO CHAPTER 13, SPEED REGULATIONS, AND SECTION 23:13-1, SPEED LIMITS."

(This amendment will increase speed limit on Raymond Boulevard, between
Blanchard Street and easternmost intersection with Market Street, from 25 MPH to 40 MPH)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(For action on this matter, see Item 6-F-j on Page 15 in the minutes of this
meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued
from October 26, 1976 to November 5, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| St. Mary's Church of Immaculate Conception | 7091 (Amended) |
| Parents Association of St. Lucy School | 7145 (Amended) |
| Polish Cultural Foundation | 7172 (Amended) |
| Holy Name Society - Sacred Heart Church, Vailsburg | 7229 (Amended) |
| St. Rose of Lima Church | 7274 |
| Blessed Sacrament Home School Association | 7278 |
| St. Rocco School PTA | 7282 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Rosary Altar Society- Sacred Heart Church, Vailsburg | 6952 (Amended) |
| Harry J. Romeo Civic and Welfare Association | 7272 |

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RAFFLES LICENSES (Continued)

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| The Black Youth Organization, Inc. | 7273 |
| Rosary Altar Society - Sacred Heart Church, Vailsburg | 7275 |
| Beth David Jewish Center | 7276 |
| Lincoln School PTA | 7277 |
| Rosary Altar Society - Sacred Heart Church, Vailsburg | 7279 |
| East Side High School PSTA | 7280 |

A motion to concur in the report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

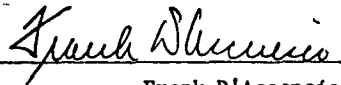
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

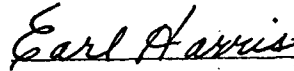
This meeting adjourned at 12:35 A. M., Tuesday, November 16, 1976.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



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Newark, New Jersey, November 16, 1976

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:20 P. M.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 12, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of communication dated November 12, 1976 from Mayor Kenneth A. Gibson calling for a special meeting of the Municipal Council for Tuesday, November 16, 1976 at 11:30 A. M., for the purpose of considering the bids and awarding the sale of \$18,900,000. in Qualified School Bonds, dated December 15, 1976. All statutory provisions have been complied with and the Director of Finance has submitted his report to the Municipal Council.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

The Director of Finance reported to the Council he received three (3) bids for the sale of \$18,900,000. School Bonds, dated December 15, 1976, from Bache Halsey Stuart-First National State Bank of New Jersey and Associates, \$18,900,000., interest rate 6.55%; Bevill, Bresler and Schulman Securities, Inc., \$18,900,122.85, interest rate 6.64% and Fidelity Union Trust Company, \$18,902,000., interest rate 6.86%.

The Director of Finance recommended that Bache Halsey Stuart-First National State Bank of New Jersey and Associates be awarded the bid.

RESOLUTIONS.

7-R-a.

RESOLUTION APPROVING THE PROPOSAL TO PURCHASE THE \$18,900,000. SCHOOL BONDS OF THE CITY OF NEWARK, NEW JERSEY, DATED DECEMBER 15, 1976, QUALIFIED PURSUANT TO P.L. 1976, C. 39 FOR BONDS BEARING INTEREST AT THE RATE OR RATES PER ANNUM SET FORTH HEREIN AND AUTHORIZING THE DIRECTOR OF FINANCE TO ACCEPT SUCH PROPOSAL.

(Copy of resolution and correspondence submitted to each Member of the Council)

November 16, 1976

WHEREAS, the Director of Finance has caused to be published a Notice of Sale of \$18,900,000 School Bonds of The City of Newark, dated December 15, 1976 qualified pursuant to P.L. 1976, c.39 in The Daily Bond Buyer and in the Star Ledger in accordance with the power delegated to him by resolution adopted by the Municipal Council on November 3, 1976, and the Director of Finance has duly received sealed proposals for the purchase of such bonds in accordance with such Notice of Sale and has recommended that the proposal hereinafter described be accepted, and

WHEREAS, said proposal, under the terms of the sale prescribed in the Notice of Sale, is the most advantageous proposal received: NOW, THEREFORE,

BE IT RESOLVED by the Municipal Council of the City of Newark, as follows:

Section 1. The Municipal Council of The City of Newark, New Jersey, hereby approves the proposal of Bache Halsey Stuart-First National State Bank of New Jersey and Associates to purchase the \$18,900,000 School Bonds of The City of Newark, and to pay therefor the sum of \$ 18,900,000. and accrued interest from December 15, 1976 to the date the bonds are delivered and paid for, for bonds bearing interest at the rates per annum as follows:

| | | | | |
|------|-----------|-------|------|----------------|
| 1977 | \$945,000 | 5.75% | 1987 | \$945,000 6.5% |
| 1978 | 945,000 | 5.75% | 1988 | 945,000 6.5% |
| 1979 | 945,000 | 6.50% | 1989 | 945,000 6.5% |
| 1980 | 945,000 | 6.50% | 1990 | 945,000 6.6% |
| 1981 | 945,000 | 6.50% | 1991 | 945,000 6.6% |
| 1982 | 945,000 | 6.50% | 1992 | 945,000 6.6% |
| 1983 | 945,000 | 6.50% | 1993 | 945,000 6.6% |
| 1984 | 945,000 | 6.50% | 1994 | 945,000 6.6% |
| 1985 | 945,000 | 6.50% | 1995 | 945,000 6.6% |
| 1986 | 945,000 | 6.50% | 1996 | 945,000 6.6% |

and the Director of Finance is hereby authorized to accept such proposal and to award such bonds.

Section 2. The Director of Finance be and he here-

November 16, 1976

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by is directed, after such bonds have been duly executed, to deliver such bonds to such purchaser upon receipt of the purchase price therefor.

Section 3. This resolution shall take effect immediately.

A motion to adopt the resolution was made by the Council of the Whole.

Councilman Tucker said the Council recognizes the competence of the Finance Director and felt everyone who worked in conjunction with him on this sale deserves commendation. He noted it is important that the support and assistance given by the New Jersey State Legislature and the Governor in supporting this bond issue should be recognized.

Councilman Tucker concluded by saying that Director Sullivan, his staff and whoever worked with him on this bond sale should be commended for a job well done.

Councilman James concurred in the remarks made by Councilman Tucker and noted all the Council is aware of outstanding debts which must be met. These current bonds do not address themselves to Weequahic Elementary School which had to be abandoned in order to establish a stable financial position for the City. He noted the City still has a long way to go to fulfill the promise for this Weequahic Elementary School and he trusted the Finance Director will meet the same success when the City addresses itself to outstanding debts to fulfill educational needs in all the Wards throughout the City.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

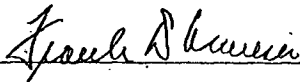
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, President Harris.

This meeting adjourned at 12:30 P. M.

APPROVED:



Frank D'Ascensio



Earl Harris

Newark, New Jersey, December 1, 1976

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A meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 1:00 P. M., Wednesday, December 1, 1976, in the Council Chamber, City Hall, Newark, New Jersey.

At 1:30 P. M., Acting City Clerk Korngut called the meeting to order and asked for roll call.

Present: Acting City Clerk Korngut.

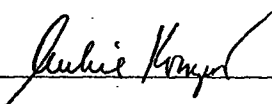
Acting City Clerk Korngut announced we do not have a quorum and this meeting is adjourned to 1:00 P. M., December 3, 1976.

The Acting City Clerk announced for the benefit of the people in the audience who have appeared for public hearing on Board of Adjustment applications and Ordinances, this meeting is adjourned to 1:00 P. M., December 3, 1976, at which time their presence is requested to address the Municipal Council.

Acting City Clerk: This meeting stands adjourned to 1:00 P. M., December 3, 1976.

This meeting adjourned at 1:31 P. M.

APPROVED:



Archie Korngut
Acting City Clerk

December 1, 1976

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An adjourned meeting of the December 1, 1976 regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:45 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Maurus McBarron, O.S.B., St. Mary's Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council; Lieutenant John Mosco, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 22, 1976 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JUNE 16, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JUNE 16, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

December 3, 1976

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JULY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JULY 21, 1976.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD AUGUST 25, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD SEPTEMBER 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD SEPTEMBER 15, 1976.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD OCTOBER 21, 1976.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i.

The Acting City Clerk presented REPORT OF DIVISION OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF OCTOBER, 1976.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The Acting City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTHS OF SEPTEMBER AND OCTOBER, 1976.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-k.

The Acting City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT AND SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF OCTOBER, 1976.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-l.

The Acting City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF OCTOBER, 1976.

A motion to approve the Report of Contracts Awarded subject to the submission of a resolution with respect to 5 demolition contracts listed on said report was made by

532 Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-m.

The Acting City Clerk presented AUDIT OF FINANCIAL ACCOUNTS AND TRANSACTIONS OF THE CITY OF NEWARK, NEW JERSEY, FOR THE YEAR ENDED DECEMBER 31, 1975, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit of Accounts be received; further directing the City Clerk Staff study and submit report thereon to the Council, was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-n.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF SCHOOL ESTIMATE, HELD OCTOBER 1, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-o.

The Acting City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT C/D/H, FROM OCTOBER 18, 1976 TO OCTOBER 22, 1976; URBAN RENEWAL PROJECT R-32, FROM OCTOBER 25, 1976 TO OCTOBER 29, 1976 AND URBAN RENEWAL PROJECT C/D/H; FROM NOVEMBER 1, 1976 TO NOVEMBER 5, 1976 AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FOR PERIOD OCTOBER 18, 1976 TO OCTOBER 22, 1976, FROM OCTOBER 25, 1976 TO OCTOBER 29, 1976 AND FROM NOVEMBER 1, 1976 TO NOVEMBER 5, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-p.

The Acting City Clerk presented REPORT ON EXAMINATION OF FINANCIAL STATEMENTS OF THE BOARD OF EDUCATION, FOR YEAR ENDED JUNE 30, 1976, SUBMITTED BY TOUCHE ROSS & COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

✓ 4-g.

The Acting City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS FOR THE MONTHS OF AUGUST AND SEPTEMBER, 1976.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BUSINESS ON THE CALENDAR.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

The Acting City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

✓ 4-A-1.

The Acting City Clerk read APPLICATION OF U-HAUL CO. OF NORTHERN NEW JERSEY (EXXON CORP., OWNER); TO PERMIT IN 2ND BUSINESS AND 1ST INDUSTRIAL DISTRICTS STORAGE, RENTAL AND MAINTENANCE OF TRUCKS AND TRAILERS; ON PREMISES 622-638 SPRINGFIELD AVENUE AND 685-695 SOUTH 15TH STREET; ON CONDITION THAT 1) INDIRECT LIGHTING IS INSTALLED; 2) THE ENTIRE LOT IS PAVED; 3) NO REPAIRING NOR PAINTING OF VEHICLES DONE 4) ALL CONDITIONS ARE MET WITHIN 60 DAYS OF APPROVAL BY THE MUNICIPAL COUNCIL.

(Vote of Board of Adjustment 4-0)

(Previous applications approved August 9, 1961-renewal of permit for gasoline station, lubritorium and auto laundry 622-624 Springfield Avenue; July 10, 1966-extension of existing gasoline station 622-628 Springfield Avenue; August 9, 1967-renewal of gasoline station 622-624 Springfield Avenue; July 7, 1971-reconstruction and extension of existing gasoline station to include 622-628 Springfield Avenue and subject to sub-division of lot located at 27-39 Nineteenth Avenue; on premises 622-638 Springfield Avenue and 27-39 Nineteenth Avenue)

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The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. CHARLES GARBARINI, MANAGER, U-HAUL CO. OF NORTHERN NEW JERSEY, the applicant, appeared before the Municipal Council using them to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2.

The Acting City Clerk read APPLICATION OF LUIS SANCHEZ-RIOS (CITY OF NEWARK, OWNER); TO PERMIT IN A 4TH RESIDENCE DISTRICT ESTABLISHMENT OF A USED CAR SALES LOT; ON PREMISES 63-67 PENNSYLVANIA AVENUE.

(Vote of Board of Adjustment 3-2)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on this application was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-3.

The Acting City Clerk read APPLICATION OF WILLIAM J. MAKER, OWNER; TO PERMIT IN A 1ST RESIDENCE DISTRICT 1-STORY REAR ADDITION TO 1-FAMILY DWELLING WITH INSUFFICIENT LOT AREA AND NO SIDE YARD; ON PREMISES 83 MIDLAND PLACE.

(Vote of Board of Adjustment 4-1)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Bottone.

4-A-4.

The Acting City Clerk read APPLICATION OF JOHNSON APARTMENT CO. 'A' (CITY OF NEWARK AND LEONARD WILLIAMS, OWNERS); TO PERMIT IN A 4TH RESIDENCE DISTRICT PRIVATE PARKING FOR RESIDENTS AT 23-27 JOHNSON AVENUE; ON PREMISES 35-39 JOHNSON AVENUE AND 64-72 HILLSIDE AVENUE.

(Vote of Board of Adjustment 3-2)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. EARL HAWKINS, 24 WILLIAM STREET, NEWARK, NEW JERSEY, on behalf of the Johnson Street Job, urged the Municipal Council to approve this application in order to keep those employees he represents for sub-contractors for construction and to rid those tenants who live next door in front of the building, in the back of the building that was destroyed by fire. He thinks the people there deserve something better.

MR. CLEVELAND JACKSON, 132 WASHINGTON STREET, LODI, NEW JERSEY, urged the Council to approve this application for more and better housing in the area.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

4-A-5.

The Acting City Clerk read APPLICATION OF JOHN FIGUERIDO, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONSTRUCTION OF 2ND AND 3RD STORY REAR ADDITION TO TAVERN AND 2-FAMILY DWELLING WITH NO ON-SITE PARKING AND INSUFFICIENT REAR YARD; ON PREMISES 246 FERRY STREET.

(Vote of Board of Adjustment 4-1)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6.

The Acting City Clerk read APPLICATION OF MR. & MRS. SEBASTIAO CASEIRO, OWNERS; TO PERMIT IN A 3RD RESIDENCE DISTRICT 2-STORY REAR ADDITION TO 2-FAMILY DWELLING WITH NO SIDE YARDS AND NO ON-SITE PARKING; ON PREMISES 71 MERCHANT STREET.

(Vote of Board of Adjustment 5-0)

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The Acting City Clerk called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7. The Acting City Clerk read APPLICATION OF FANNEW REALTY INC. (NEWARK HOUSING AUTHORITY, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT CONSTRUCTION OF A LARGE SCALE DEVELOPMENT WITH INSUFFICIENT FRONT YARDS AND INSUFFICIENT SPACING BETWEEN BUILDINGS; ON PREMISES 202-244 LIVINGSTON STREET, 138-152 WAVERLY AVENUE AND 220-274 BELMONT AVENUE.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated that this is a project that appears the Newark Housing Authority is involved in to redevelop the area. He questions why with all the land the City has, the Newark Housing Authority has, why we have to build slums for tomorrow with insufficient yard and spacing, etc. In addition, the City will not get additional taxes, wherein existing taxpayers of the City are trying to take care of their property and will pay taxes substantially higher.

Councilman Tucker stated this matter of the Housing Authority dealing with insufficient parking and insufficient yard was discussed by the Municipal Council. It was recommended that prior to moving affirmatively on this, the Council get some sort of indication from the Housing Authority as to why they have to build with insufficient side yard and insufficient parking.

Councilman Carrino added even though we are deferring this, as of February 1, 1976 the new land-use bill introduced by Senator Greenberg will take this authority out of the Council's hand and we are very apprehensive about that situation right now because it is going to take some of the authority from elected officials.

A motion to continue the hearing and defer action on this application and direct the Acting City Clerk to invite Executive Director Notte, Newark Housing and Redevelopment Authority, Secretary of Board of Adjustment Rossi and Architect Jerome Rubin, representing Fannew Realty to meet with the Council at their special conference December 7, 1976 was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8.

The Acting City Clerk read APPLICATION OF FANNEW REALTY INC. (NEWARK HOUSING AUTHORITY, OWNER); TO PERMIT IN A 4TH RESIDENCE DISTRICT CONSTRUCTION OF A LARGE SCALE DEVELOPMENT WITH INSUFFICIENT SPACING BETWEEN BUILDINGS; ON PREMISES 102-136 QUITMAN STREET AND 753-771 HIGH STREET.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, urged the Council to defer action on this application.

No one else appearing, a motion to continue the hearing and defer action on this application and direct the Acting City Clerk to invite Executive Director Notte, Newark Housing and Redevelopment Authority, Secretary of Board of Adjustment Rossi and Architect Jerome Rubin, representing Fannew Realty to meet with the Council at their special conference December 7, 1976 was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-9.

The Acting City Clerk read APPLICATION OF ANTHONY DI TARANTO (FOUR D. REALTY CO., OWNER); TO PERMIT IN A 4TH RESIDENCE DISTRICT CONVERSION OF A STORE AND 3-FAMILY DWELLING TO A 6-FAMILY DWELLING WITH NO SIDE YARDS AND NO ON-SITE PARKING; PARKING TO BE PROVIDED AT 52-56 FOURTH AVENUE; ON PREMISES 173-175 BROAD STREET.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Carrino remarked that this applicant has been taking this whole north Broad Street area, Mt. Pleasant Avenue area with factories and homes and purchasing them, fixing them up again, without any tax abatement, without any aid from the City and he thinks people like this should be commended and helped whenever the circumstances arise.

A motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-A-10.

The Acting City Clerk read APPLICATION OF CENTER CITY HOUSING CO. 9C (1007 BROAD CORP., OWNER); TO PERMIT IN A 4TH BUSINESS DISTRICT CONVERSION OF A HOTEL TO A 41-FAMILY DWELLING WITH INSUFFICIENT ON-SITE PARKING; ON PREMISES 1007 BROAD STREET.

(Vote of Board of Adjustment 5-0)

The Acting City Clerk called for those desiring to be heard on this application to approach the rail, give his name and address and be heard.

MR. RICHARD WEBB, 56 WEST KINNEY STREET, NEWARK, NEW JERSEY, a Minority Contractor, urged the Council to approve this application because it would improve the area which would rid the neighborhood of winos, junkies, etc.

MR. EARL HAWKINS, 24 WILLIAM STREET, NEWARK, NEW JERSEY, on behalf of the Minority Contractors, urged the Council to approve this application because women in the area have been harrassed by undesirable people living in the building, have been burglarized and this property should be renovated for the safety of the people in the area and rid Newark of an eyesore which is in the downtown area.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated this is a project approved last week with respect to tax abatement. He cannot understand why the City of Newark doesn't require some parking in connection with this project even if we take one of the lots the City of Newark has and put in some meters and rent parking space. Right now the City Parking Authority operates at a deficit to which the City has to contribute money. He has seen in a number of areas where lots have been given over, presently used by people to park their cars and the City is not getting anything for it. A notable example is the parking area next to Academy Spires. Here you are permitting 41 families to live downtown, you can't say none of these people have cars, each week we come here, there are more and more ordinances being passed limiting the parking in the downtown area.

MR. SANFORD GALLANTER, 56 PARK PLACE, NEWARK, NEW JERSEY, President of The Aspen Group, Inc., stated he wants to correct the record wherein the previous speaker indicated that there was no parking. The application deals with insufficient parking but there are approximately 18 parking spaces that are available for the tenants in this building. The tax abatement that was adopted last month does provide that income from parking is not tax abated. 20% of the revenue which comes in from parking is paid to the City and it is inaccurate to say that there is no parking and no income.

Councilman Martinez stated the Council is well aware of his track record and what he has done in the neighborhood and hoped he will continue. In answer to Mr. Murnick's question there is a law on the books that provides 50% parking. The reason you come in for a variance to vary from that particular law is what this gentlemen has done. There are many prostitutes, solicitors in that area and we are well aware of it. In this

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last three months the Newark Police Department has made over 186 arrests of prostitutes and people that appear to be dressed as prostitutes and he is sure they will continue to work because finally the judges are starting to give stronger sentences.

Councilman Carrino said his only concern here is that we do have 41 families and he realizes we are talking about 50% parking which is 20 some parking spaces. However, there is also the possibility that there will be two cars in a family. He does not understand where you will find parking space on Broad Street and West Kinney Street.

Councilman Tucker added the ordinance calls for 50% parking and he thinks most of us are aware of the fact that dealing with senior citizens and actually the report the Housing Authority submitted to us on it. We are talking roughly about 35% parking when dealing with senior citizens. Just considering the record when dealing with the Essex House complex located down the street, what we have in that area is 40% parking. He remembers there was a big argument between the Council with the developer and the Housing Authority emphasizing to us most of the housing development in the City when you are talking about senior citizens, you are talking about 35% or one out of every three people who have a unit will have a car. We are talking about 1/3 of the 41 units, we are roughly talking about 12 or 14 parking spaces. We have 17 or 18 parking spaces available. He does not really see a problem with parking.

Councilman James said we are all addressing ourselves to parking and he realizes there is a legal entity which the Council must address itself to, but he thinks there is a higher priority, we are talking about housing, talking about an area that is actually disappearing from Newark and housing at this time will stabilize the City. Housing at this time will transform a structure into something which will be an asset to the City and he thinks we ought to be about, if we can bring about housing in that area and we can stabilize that area, we are certainly taking one step towards making Newark more attractive and more viable. He thinks there is a bigger issue here. He thinks it would be very commendable, very advantageous for this Council to move forward with housing at a time when we have acute housing. If anyone wants to come up here and tell this body we should not approve this, he thinks they should tell us what are the alternatives. What should we do, sit back and do nothing, that has been the history of Newark; that has been the history of the past, doing nothing, that is why people continue to move out of Newark and Newark is becoming a ghost town. He thinks we ought to start building, on every available lot and every street and every abandoned structure. We must turn Newark around, if we can't do it on Broad Street then where else.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

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4-A-11.

The Acting City Clerk read APPLICATION OF ARTHUR SARDO (22 PROSPECT ST., CORP., OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT THE SLAUGHTERING OF CHICKENS; ON PREMISES 26-32 PROSPECT STREET.

(Vote of Board of Adjustment 4-1)

The Acting City Clerk stated that in connection with this application, there is present Eugene Halperin, who indicated he is a Certified Shorthand Reporter and it appears he is going to take a verbatim transcript of what is happening and he questioned if it is in order or not.

President Harris questioned if anyone was present in the audience representing the Law Department and whether this would be out of order as it is setting a precedent since he has been on this Council.

President Harris stated that it has been incumbent upon us to secure a legal opinion and requested someone to reach out for one of the lawyers.

President Harris remarked that Assistant Corporation Counsel Perillo is here and stated the attorney for the applicant indicated the desire to have a transcriber take notes. This is the first time that we have had such a request and we wanted to be in order and requested a legal opinion from Mr. Perillo to indicate for the record whether it is proper for the attorney to have a person here transcribing.

Assistant Corporation Counsel Perillo said it was his understanding that any member of the public can be present at a meeting and to his knowledge there is no court decision with respect to a shorthand reporter being present during meetings. Within the last six months there was reported in Superior Court, where an individual wanted to attend a council meeting with a tape recorder and the Council of that municipality ordered that person not to record the meeting by way of tape and ejected that person from the meeting. That individual instituted suit against the Members of that Council. The Court in that case held that an individual had a right to be present at a Council meeting and if they so wished, should be permitted to use a taperecording device to record the meeting, assuming the tape recorder does not interfere with the conduct of the proceedings. He does not see any difference between a tape recorder and a stenographic machine. However, he would suggest that 1) the recording whether it be by tape or stenographic machine should not interfere with the meeting and 2) that the attorney for the applicant doesn't wish to swear the people that are going to testify during the meeting.

Councilman Tucker questioned if this is a certified stenographer and if a transcript will be made out of this.

The Acting City Clerk called for those desiring to be heard on this application to approach the rail, give his name and address and be heard.

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MR. STANLEY J. HAUSMAN, 1180 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, attorney

for the applicant, replied in the affirmative to the question posed by Councilman Tucker. Mr. Hausman noted apparently there are a number of objectors as indicated by voices in the rear and rather than make any statement at this point he supposes it is proper to have the objectors appear first.

President Harris said the chair will make the determination predicated on the number of objectors present and permitted Mr. Hausman to continue.

Mr. Hausman noted the application in question has been filed and has been approved by the Board of Adjustment. He pointed out this particular area is properly zoned for the conducting of any type of market that an individual wished to do. In the zoning ordinance itself, anyone who wishes to engage in the slaughtering of chickens must make application for purposes of obtaining a variance in order to do so. In the course of making the application he wished to point out if the individual here was desirous of having a market and not slaughter chickens, there would be no need for any application to have been made to the Board of Adjustment and there would be no need to have any appearance by the City Council. There is a special exception concerning slaughtering of chickens. The only criteria is if you wished to slaughter chickens. In connection with the application there is a record that was made before the Board of Adjustment wherein they approved this application. He pointed out that at the time this application was presented to the Board of Adjustment there were no objectors at all. There was no testimony presented, there was nothing by way of writing presented, there was no individuals present that spoke against this particular application. Suddenly today, for the first time there appears to be at least one objector, if not more. He would take issue with any particular testimony being permitted, which was not contained in the record made in the Board of Adjustment that has been presented to this Council because it is not timely and the record that is to be judged is the one that has been certified by the stenographer that appeared and took all information, testimony, evidence and the like at the previous hearing at the Board of Adjustment level. We are asking for a limited extension in terms of the type of conduct he would perform in that particular premises. He further stated there have been inspections made by the Board of Health and looked over the entire facility and their approval has been obtained. As a matter of fact, the premises in question is currently licensed for purposes of wholesaling live chickens. If they wish to do that particular enterprise, we have a permit. In addition to that, the applicant seeks to be able to slaughter chickens on the premises.

He does not see how this in anyway changes the basic type of enterprise that could be conducted and requested the Council to approve the recommendation of the Board of Adjustment.

MR. BENITO LOPEZ, 56 PROSPECT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council objecting to the granting of this application. He said that he has a big investment on this property and he has not been notified properly and he is 150 feet from the property in question. About a few months ago he asked one of the owners what they are going to do with this building and they said they were going to make an apartment building and not to worry. He was surprised from the Board of Adjustment when one of the members informed him that this slaughter house was passed next to his property. He felt this building could be used for other purposes which is more necessary for the neighborhood. Last summer they had their animals there already and a lot of the people, not only the people that live in this area, but people who work in this area and have businesses are ready to move. They cannot stand this smell. He indicated he has a petition containing 600 signatures objecting to the granting of this application and said that people within 200 feet were not notified.

President Harris stated for the record for the Acting City Clerk to accept these petitions.

President Harris questioned Assistant Corporation Counsel Perillo whether he was out of order in accepting the petitions.

Assistant Corporation Counsel Perillo replied that it is apparent that the people present here were not present for the proceedings at the Board of Adjustment and they are raising some objections which were not raised. Rather than having that submitted to the Council at this time, what he would suggest the Council do, if they are so inclined, vote to remand this matter back to the Board of Adjustment based on some of the testimony, an indication that the last speaker gave obviously, a number of people that still want to be heard and let the Board of Adjustment make additional findings.

President Harris further questioned Assistant Corporation Counsel Perillo before we take any formal action, in line with your suggestion, do you suggest we do that prior to listening to the people or should we make that an arbitrary decision.

Assistant Corporation Counsel Perillo said it seems to him the Counsel for the applicant indicated, he is correct, that this Council cannot base any decision in accepting or rejecting the variance application based on evidence which was not submitted by the board, so that if the Council is of the inclination to remand the matter back to the Board, he would suggest they do so independently and separate from any additional

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testimony or petitions, that want to be presented at this time. If the matter were to be remanded to the Board, the Council has the courtesy to the citizens who are here to hear them, and remand it to the Board, but quite frankly that would appear redundant at this point.

Councilman James said the Law Department is suggesting we remand that matter back because additional testimony received cannot be considered. His question is for what reason would it be remanded? He is questioning the interpretation by the Law Department "remand it for what reason"? It takes more than just every matter that comes before us wherein an additional person wishes to raise testimony, you are saying to us remand it. He thinks he should give us some substance, remand it for what reason. If the question is raised, it seems that the Law Department first pose the question, have those within the prescribed 200 feet been duly notified and the Board of Adjustment Secretary is present in the audience.

Assistant Corporation Counsel Perillo said he does not know and the Law Department does not know if in fact all the people were properly notified. The Board of Adjustment has their own attorney. He is only suggesting, he is not telling the Council, the Council at this stage would have three options based on the record of the Board of Adjustment, the Council could accept the recommendation of the Board, reject the recommendation of the Board and give reasons for the rejection and the third option is remand it to the Board if the majority of the members feel after examination of the record before the Board and the fact other individuals apparently have feelings that they want to express on this application, remand it to the Board for further findings and also complete the records before the Board. He is not suggesting that they remand it.

Councilman James said he will be guided by the Councilman from the East Ward but that certainly is no legal interpretation telling us to remand it because we feel or we think such question was put to you for a legal question, if someone wished to submit a petition, if someone wished to give us additional testimony, is that sufficient reason to remand it for a new hearing by the Board of Adjustment. He still goes on record with his final statement "is that your legal position" then you have to first draw a hypothesis whether those within 200 feet been duly notified.

Assistant Corporation Counsel said that he does not think he used the word notifying people within 200 feet at all. It is presumed the Board of Adjustment acted properly in notifying the people within 200 feet. What he is suggesting is that based on a citizen coming up and saying he does not think he or other people were notified within 200 feet. He is not suggesting the Council act on that type of information.

609 Council can only act on an application based on the record made before the Board of Adjustment. The Council cannot take additional testimony, cannot have additional evidence submitted at this meeting. If a citizen feels, for example, if this Council were to approve this application, and they feel it is defective because all the interested parties within 200 feet were not notified, then the citizen can institute suit and have that corrected.

President Harris stated that we will continue to be guided by the transcript and take whatever action in accordance with what is before the Council dealing with specifically what the transcript describes.

Mr. Hausman stated there is some substance to what Councilman James has said in that there is an allegation that someone or some people were not served. The Secretary of the Board of Adjustment is present and he will certainly be guided by whatever he states in terms of whether in fact due and proper notice was given to those people required under the statute. He said he would call upon him, not as his witness but as Secretary of the Board of Adjustment of this City and ask him what his records reflect in terms of notice and what there is in terms of adequate notice given.

President Harris stated for the record in view of the fact that you indicated that you are not calling upon Mr. Rossi as your witness, therefore, in view of the fact no member of the Council has called upon Mr. Rossi to be heard, therefore, he will continue to proceed and sees no reason to have Mr. Rossi speak.

Councilman Martinez said those people in the audience who are objectors please stand and requested the Acting City Clerk to count the heads.

President Harris said before we take the roll call of the objectors, the chair will recognize, in view of the fact there are a large number of objectors present, he will recognize and have a couple of the objectors state their objections for the record and then we will take a roll call for the total number of objectors that are present.

Mr. Hausman requested to make a very brief statement prior to hearing the objectors. Mr. Perillo, Assistant Corporation Counsel has previously stated the law to Council and he stated that in fact you have to be guided by the record of the Board of Adjustment and he believes he stated you cannot permit additional testimony and the record is in fact closed in terms of which was made and forwarded to the Council. It seems to him Council requested its own Counsel to give a legal ruling and now the Council is not even accepting Counsel's ruling. There should be no further presentation of any testimony in this particular matter other than that which is contained in the transcript provided to the Council and he would strongly object and take exception to any testimony, any statements made as not being within the purview of this Council in determining whether to approve the recommendation of the Board of Adjustment.

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President Harris asked the objectors who are standing whether they are going to give testimony which does not appear on the record.

MR. RAIMO VERNO, 114 ELM STREET, NEWARK, NEW JERSEY, said he has before him a statement which represents the consensus of the many residents in the area.

President Harris said before he continues, is this statement that you are putting into the record today, is it a matter of prior record that we have before us.

Mr. Verno replied it is his feeling there was a lack of participation in that hearing because of lack of notice to the residents of the area.

President Harris said the Assistant Corporation Counsel informed us of a legal ruling and we want to be on solid legal grounds. Is it part of the record before us at this time.

Mr. Verno replied in the negative.

President Harris said that in order for the Chair to be on solid ground, legally, we will be guided by Assistant Corporation Counsel Perillo's opinion that we should not entertain any additional testimony that is not on the current record.

Councilman Carrino said the question has been asked three times and we haven't received an answer. Was everybody within 200 feet properly notified; Mr. Rossi.

Mr. Rossi replied that he has an affidavit here with the list of property owners within the radius of 200 feet. It states notice has been served by certified mail on October 1, 1976, for the hearing which was held October 26, 1976, 25 days in advance. The state law requires 10 days notice.

Councilman Carrino said that you are telling us that everyone, every property owner within 200 feet of that location was properly notified.

Mr. Rossi replied that he has an affidavit on file stating that notices were served to property owners within the radius of 200 feet, by certified mail.

Councilman Martinez said that he has before him a tax record indicating that Block 177, Lot 20, 56-58 Ferry Street which is on record as of June 9, 1976, the owner Benito and Carmen Lopez and he believes Mr. Lopez was the prior objector and he did not receive any notice as of October 7, 1976 and his proposed apartment dwelling is right across the street from the proposed applicant's place.

Mr. Rossi stated that it is true that he is a property owner within 200 feet. However, at the time this notice was taken from the Newark Tax List, the owners were recorded as Medallion Songs, Inc. They were the previous owners. He does not know why Mr. Lopez was not on the tax list and a certified letter was sent to Medallion Songs, Inc., the owner of the property on the tax list.

Councilman Martinez said it is true the former owner was Medallion Songs, Inc.

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but from the copy he has, which is certified by the Tax Department indicated that property was transferred on June 9, 1976, therefore, Mr. Lopez should have been notified.

Mr. Rossi said it is true, the property was transferred on June 9, 1976, but it does not tell you or I that is the name that was on the tax list as of this date. The state law requires names and addresses of property owners are to be taken from the latest municipal tax list.

Mr. Verno said that he would would like to thank the Counsel for the applicant for his very brief remarks accompanying his promise to allow residents to speak upon this issue. What he did was prevent us from speaking and when he saw the opposition he then said that Judge Buck has a ruling on it and he protests very vigorously on this and requested to read his statement.

President Harris stated that his remarks were so recorded that the Councilman from the East Ward, he thinks is entertaining some idea as to a motion.

Councilman Martinez said he can understand that you and other objectors would like to be heard and we would all want you to be heard but he believes under our laws and in the best interest of this particular application, the best interest of the City Council and the City of Newark that we just list the objectors by head count that are present at this particular time and at that time he would like to read a statement he has from the City Council.

President Harris requested the Acting City Clerk to take a head count and without taking any statement that does not appear in the transcript.

Acting City Clerk Korngut requested all the people that are objecting to this application to rise for a count. There were 16 citizens who rose.

President Harris requested the City Clerk's staff to get the names and addresses of the people who are standing here as objectors.

Councilman Martinez said he is not making any decision on any testimony this afternoon based on what we have heard here today. His decision will be based on the transcript which was applied by the applicant. Therefore, based upon that he moved that this application be remanded to the Board of Adjustment for their reconsideration for the following reasons: 1) A traffic survey of the Market Street-Prospect Street intersection should be undertaken. The location of a large car wash facility at this intersection has already created great congestion there. The proposed construction of a Burger King Restaurant on the opposite corner will add to this congestion. A traffic survey would determine how the approval of this variance would impact on the traffic situation in this

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area; 2) The location of a slaughterhouse in such close proximity to a public eating establishment such as a Burger King appears to pose serious problems in terms of health hazards which might result. There should be some type of interaction between the Board and the City's Division of Inspections to determine whether such health hazards are possible; 3) The Board of Adjustment should seek Health Department input as possible health code requirements for slaughterhouses and chicken markets. The Board should have these requirements in the record; 4) The construction of a 28-unit dwelling immediately across from the proposed slaughterhouse has been approved by the appropriate City agencies. However, the owner of record was never notified of this proposed variance as required by law. The City's tax records indicated that the owner has been in possession of this property since June 9, 1976. It is most important that this owner's possible objections also be taken into consideration by the Board and 5) Nowhere in the transcript is the fact mentioned that on August 3, 1976, the applicant was issued a license to sell wholesale live chickens at the proposed slaughterhouse. This fact should have been taken into account by the Board during their deliberations.

No one else appearing, a motion to close the hearing and remand this application to the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-12. The Acting City Clerk read APPLICATION OF AMOCO OIL COMPANY, OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF GASOLINE STATION; ON PREMISES 558-562 BLOOMFIELD AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF EIGHT YEARS ENDING OCTOBER 29, 1984.

(Vote of Board of Adjustment 5-0)

(Previous applications approved October 16, 1963-renewal of gasoline service station 558-562 Bloomfield Avenue; November 26, 1968-renewal of gasoline station 558-562 Bloomfield Avenue)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-A-13.

The Acting City Clerk read APPLICATION OF JAMES MURPHY, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT 2-STORY FRONT ADDITION TO 1-FAMILY DWELLING HAVING NO ON-SITE PARKING AND INSUFFICIENT SIDE YARDS; ON PREMISES 163 WEEQUAHIC AVENUE.

(Vote of Board of Adjustment 5-0)

(Previous application approved March 21, 1973-private parking lot for health care center located at 172 Lyons Avenue, on premises 163 Weequahic Avenue)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MRS. ANNA MURPHY, 163 WEEQUAHIC AVENUE, NEWARK, NEW JERSEY, the applicant appeared stating that they have tried to get a building permit for about a year and they are trying to restore the block because they do not want another vacant lot. They are putting their own money into it and keep getting delays and doesn't feel they deserve it. They are trying to improve the neighborhood.

Councilman James said he is not of the opinion of any extended delays or procrastination. He happens to know the area very well and fought to keep that lot from becoming a parking lot. In fact, he believes the construction went ahead of the application. To the best of his knowledge, he wondered for some time what was happening on that lot and the work which is commendable, but he believes it might have started prior to the application.

Mrs. Murphy replied that they had filed the wrong application.

Councilman James said he would like to pose a question to Mrs. Murphy. There was a lot next to her property which had been fenced in and is housing building materials. Does she own the lot adjacent to where the rehabilitation is going on.

Mrs. Murphy replied that she does not. The Lyons Center is planning to expand and the owner wants to make sure they do not need it before they sell it to her.

Councilman James further questioned whether she is using it presently.

Mrs. Murphy replied yes and the only reason they were is because when they had the delay they had no place to put the material but they want to move it right away.

Councilman James said that he would just hope that Mrs. Cole and other people in the area, that when construction is completed that the lot adjacent to her property is cleaned and free of any or all debris because in order to conform with the neighborhood not only the concern of rehabilitation or conversion of her property but that we also maintain some beautification on the adjacent lot. He indicated he will move this application and accepts the statement in the transcript.

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No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-14. The Acting City Clerk read APPLICATION OF EUSEBIO O. PEREZ (E. PEREZ PLUMBING & HEATING, INC., OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT 2ND-STORY ADDITION FOR USE AS A 1-FAMILY DWELLING IN A BUILDING CONTAINING A PLUMBING CONTRACTOR ON THE 1ST FLOOR AND WITH NO REAR YARD; ON PREMISES 96 GARDEN STREET.

(Vote of Board of Adjustment 3-2)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. EUSEBIO O. PEREZ, 96 GARDEN STREET, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council urging them to approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING RICHARDS STREET AND SCHALK STREET AS ONE-WAY STREETS AND SHAW AVENUE AS A ONE-WAY STREET.

(Richards Street, Southbound, from Raymond Boulevard to Ferry Street

Schalk Street, Northbound, from Ferry Street to Raymond Boulevard

Shaw Avenue, Eastbound, from Wainwright to Leslie Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by

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Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT.

(Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c. The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WAINWRIGHT PLACE AS A ONE-WAY STREET.

(Wainwright Place, Westbound, from Wainwright Street to Fabyan Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d. The Acting City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 273 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 20 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1) (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to consider "ORDINANCE TO AMEND SECTION 6 (d) OF AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING A NEWARK CITIZENS ADVISORY BOARD TO THE CITY OF NEWARK COMMUNITY DEVELOPMENT ADMINISTRATION,' ADOPTED MAY 1, 1974 (6-S & F-n)," under Ordinances for First reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e. The Acting City Clerk read AN ORDINANCE TO AMEND SECTION 6 (d) OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING A NEWARK CITIZENS ADVISORY BOARD TO THE CITY OF NEWARK COMMUNITY DEVELOPMENT ADMINISTRATION," ADOPTED MAY 1, 1974 (6-S & F-n).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 15, 1976.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS; OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

002

Section 1. That Section 23:11-1, Traffic Control Signals, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

The intersection of Nye Avenue and Osborne Terrace.

Section 2. That the traffic signal installation shall be in accordance with the provision of an act concerning motor vehicles and traffic regulations, Sub-Title I of Title 39 of the Revised Statutes of the State of New Jersey; shall conform to the design and shall be maintained in operation as authorized by the Department of Transportation.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 15, SECTION 1, RULE XVIII(b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 (DECORUM BY OTHER PERSONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 15, Section 1, Rule XVIII(b), Decorum by Other Persons, of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

(b) By Other Persons

No person shall by noisy or disorderly conduct disturb or interfere with the quiet or good order of a meeting of the Council and any person conducting himself in such a manner shall forthwith be barred by the presiding officer from that meeting unless permission to continue or again address the Council be granted by the

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majority vote of the Council.

613

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Biuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF FAIRVIEW AVENUE AS LAID OUT 50 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM EIGHTEENTH AVENUE TO SEVENTEENTH AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Fairview Avenue, as laid out 50 feet in width, extending from Eighteenth Avenue to Seventeenth Avenue, which appears on a map on file in the Office of the Director, Department of Engineering, known and designated as Map No. 1713-V, dated September 8, 1976, is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1(b).

Section 2. A copy of the aforesaid Map No. 1713-V, dated September 8, 1976, is affixed hereto and made a part hereof.

Section 3. This Ordinance shall take effect upon promulgation and passage in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated that this ordinance like many others is setting up larger and larger parcels of land which eventually will be given over to the Housing Authority, most probably or maybe to a college but in any event it will be taken off the tax rolls and will have tax abated housing. One of the problems with vacating streets is to make it more difficult for people in the City get around after they are redeveloped. He said if you are going to vacate streets at lease reserve the rights somehow to have pathways so people can get across an area.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF AUGUSTA STREET AS LAID OUT 22 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM UNIVERSITY AVENUE TO ARLINGTON STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Augusta Street, as laid out 22 feet in width, extending from University Avenue to Arlington Street, which appears on a map on file in the Office of the Director, Department of Engineering, known and designated as Map No. 1683-V, dated September 6, 1974, is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1(b).

Section 2. A copy of the aforesaid Map No. 1683-V, dated September 6, 1974 is affixed hereto and made a part hereof.

Section 3. This Ordinance shall take effect upon promulgation and passage in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carriho, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MARCH 3, 1973 AND AMENDMENTS THERETO. (TO CORRECT THE SALARY FOR THE INCUMBENT IN THE POSITION OF COORDINATOR OF ENGINEERING RESEARCH AND DEVELOPMENT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an Ordinance entitled, "An ordinance creating permanent positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted March 3, 1973, be and the same is hereby amended as follows, to wit:

| <u>POSITION</u> | <u>ANNUAL MINIMUM SALARY</u> | <u>ANNUAL MAXIMUM SALARY</u> |
|--|----------------------------------|----------------------------------|
| Coordinator of Engineering Research and Development 999969 | \$ 17,179 | \$ 20,881 |

Section 2. The salary for the present incumbent only, for the year 1976 shall be established at the third (3rd) step of range twenty-seven (27) of the Master Pay Grade Schedule and as hereinabove recorded.

Section 3. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

018
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN POST #494, INC., AMERICAN LEGION, FOR THE PREMISES COMMONLY KNOWN AS 743-745 SUMMER AVENUE, BLOCK 775, LOT 8, FOR A NOMINAL ANNUAL RENTAL OF TEN DOLLARS: OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM NOT TO EXCEED FIFTY YEARS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Puerto Rican Post #494, Inc., American Legion, is a non-profit corporation of the State of New Jersey, which has tax exempt status with respect to both the State of New Jersey and Federal Government; and
2. That the building and land located at 743-745 Summer Avenue, Newark, New Jersey, and designated at Block 775, Lot 8 on the Tax Maps of the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark, pursuant to 40A:12-14(c), is hereby authorized to execute the annexed lease on behalf of the City of Newark, with Puerto Rican Post #494, Inc., American Legion, for a term not to exceed fifty (50) years, at a nominal annual rental of Ten (\$10,00) Dollars; or the County taxes, whichever is greater; and
4. That the subject premises shall be used by the tenant for the promotion of the health, safety, morals, and general welfare of the community, pursuant to N.J.S.A. 40A:12-15 paragraph (i), and which lease shall contain a provision permitting the landlord to recapture said premises on 30 days prior written notice; and
5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease, and he shall require the tenant to submit an annual report setting forth the use to which the leasehold was put, the activities of tenant undertaken in furtherance of the public purposes for which this lease is granted; the approximate value or cost of such activities in furtherance of such purpose; and an affirmation of the continued tax exempt status of the non-profit corporation; the number of persons benefitting from the public purposes served by the tenant which at present is 120 persons within the City of Newark.
6. That copies of the executed lease and annual report submitted, pursuant thereto, shall be forthwith filed with the Clerk of the City of Newark.
7. That a copy of the Certificate of Incorporation for said tenant, filed in the Office of the Secretary of State of New Jersey on July 16, 1975, setting forth the purposes of said corporation is attached hereto and made part hereof.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO CHAPTER 13, SPEED REGULATIONS, AND SECTION 23:13-1, SPEED LIMITS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be supplemented by adding thereto Chapter 13, and Section 23:13-1, as follows:

Chapter 13. SPEED REGULATIONS

23:13-1 Speed Limits

The speed limits along the streets listed below are established as follows:

Raymond Boulevard, westbound, from Blanchard Street to the easternmost intersection with Market Street, 40 MPH.

Section 2. Regulatory and Warning signs shall be erected and maintained to effect the above designated speed limits as authorized by the Department of Transportation.

Section 3. This ordinance shall take effect upon approval by the Commissioner of Transportation as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

618

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S & F-h.

The Acting City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor October 13, 1976)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

REVEREND ANTHONY J. OLIVEF, 310 MEEKER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a lien against property owned by Israel Memorial A.M.E. Church and requested the Council's forgiveness for the unpaid taxes on the church property for the years 1967 and 1968 because of relocation by the Housing Authority. They did not receive any notification from the Tax Collector's Office about this matter until August, 1975.

Councilman James noted he met with Councilman Allen prior to the Council meeting today, and there have been many meetings by Administration relative to this question. He thinks the Council is in agreement that a religious facility, specifically a church which is used for religious purposes is not a taxable entity. Somehow, from the time the Newark Housing Authority forced you to relocate to new quarters, there is an assessment made on the church, payments have been expected by the City which are now in default, there is interest accruing which is now in default and you have before you a December 15, 1976 foreclosure date. The Council certainly is mindful of this and we are anxious to rectify this situation. The Council, as the legislative branch of government, is in

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a position to receive a recommendation from Administration. We are not in a fundamental position to waive any tax debt. This is not a requisite, a right of this Council, therefore, based on your presentation to us today, we are going to make a motion, Councilman Allen and myself, to ask the Assessor, Mr. Joseph Frisina and also ask the Tax Collector Mr. Kenneth Joseph, who have met with you many times privately, whether they are ready to forward to Council the recommendation that this Council will consider the tax obligation, the interest and also that this be done rather quickly in view of your December 15, 1976 foreclosure date. Now if it is a recommendation of the Tax Assessor that they erred in assessing this and if it is a recommendation of the Tax Collector for any assessments, that this body should waive this assessment against you and we've done this before, other individuals have been assessed incorrectly, have paid taxes correctly, then this body would certainly could be in receipt of that recommendation and based on our scrutiny of that recommendation, vote favorably or actually not to concur, but he thinks it is the wish of the Council to want to accept. Now, Mr. Frisina has been apprised of this today, we're going to write a letter from the Acting City Clerk, write him today and we would dare say within one week expect a response and I would say, prior to our next meeting we should have some action from them and Councilman Allen might want to go further, but what we are saying is that everyone that you've spoken to previously has said "yes we agree", but this body has not been in receipt of any resolution and what we're trying to do by your appearance today is to secure from Administration a formal recommendation that we could act upon.

Councilman Tucker said he thinks we are running into situations such as this quite frequently and he thinks Councilman James indicated clearly it is not within the power of the Council to forgive taxes but what we can do is find out if all of the processes were instituted by the Tax Collector and also the Assessor if they were done correctly. He knows in the case of approximately a month ago, we interacted with Reverend Cantrell in the same kind of situation. He knows he had the opportunity to check with the Tax Collector's Office and there seems to be a question primarily about the one year situation. The City did make you move and subsequently added on the actual one year taxes but when he talked to the representative of the Tax Collector's Office they also said they questioned the parsonage which is located on the property but in any case what was recommended by the Council in relation to Reverend Cantrell is that the Council tried to work out a payment plan, the law does not permit us to forgive the taxes, but we may very well work out a payment plan to at least abate the foreclosure but in any case it might be worthwhile for us to follow through on the recommendation made by Councilman James and Councilman Allen to meet directly with the Tax Collector and Tax Assessor possibly one day next week and possibly at that time you should get legal assistance.

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However, we should make it clearly known the Council cannot forgive taxes, the State Legislation does not, basically prevent us from doing so but he thinks we can utilize the influence of our office to see whatever alternatives are available to us and he is hopeful when Councilmen James and Allen make that motion we can follow through and get back to you.

Councilman Allen said he has met this week with Reverend Oliver along with the Tax Department and spent at least four or five hours and what has taken place right now they are both doing some research work to find out if an error was made and they also indicated if there was an error made on the City's part they would not penalize them. We worked to get this matter straightened out by the 15th of December, possibly put it off until sometime in January. It seems he purchased to build a church in 1967. The question whether it was filed for tax exemption at that time or whether it was filed a year later. They did not get back to us with that information and they also indicated together with the Corporation Counsel if the taxes were filed a year later, under state statutes we wouldn't have the powers to waive that, again they are supposed to get back to us next week with all their findings and hope to try to resolve this as soon as possible.

President Harris concluded by stating just as a matter of clarification that it is the desire of this body to be as helpful as possible. Under the existing state statute, we are restricted to operate under that means in terms of the procedure that the recommendation cannot be initiated from us. The recommendation will have to be worked out by the Tax Collector and the Tax Assessor and we must be guided by the recommendation and the input of the Law Department. However, we are going to be on top of this situation and see whether we cannot encourage them to move on it expeditiously before the deadline date.

Councilman Allen added that in the last three days we have had about 3 cases, and we find out in most of the cases the exemption was filed two years later and at the end of three years they are supposed to renew the tax exemption and this has not been done in a lot of areas. Right now we are trying to work on all the cases to resolve it and do it by the end of next week.

Councilman James said in one week Councilman Allen and he will respond to Reverend Oliver, As the Council President indicated, the nine members of this Council are very much hopeful that Administration will act timely in order to assist him and we will be guided by the recommendation and within one week he will have some feedback.

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6-HC-b.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the

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Municipal Council concerning one of the major problems we have in the City which is getting some ratables to the City. Although Councilman James seems to feel that we should build on every corner and every lot, to have some housing, he feels it is much more important to have a few people pay taxes on some of these pieces of construction.

Councilman James noted each month this speaker comes before the Council and criticizes the Council about tax abatements and he has asked him three or four times what is the alternative in view of the acute housing shortage in the City of Newark. It is always easy to throw bricks, always easy to criticize and he has asked him what the alternatives are. Does the speaker suggest that we leave the vacant lots, do not address ourselves to the fact that Newark has one of the greatest housing needs in Urban America. Is he suggesting we do not have a concern for those who are desperately looking for housing. Is he suggesting to us that perhaps White Manor, Carmel Towers, etc. be erased, is he suggesting an alternative?

Councilman James said he is of the opinion, that the speaker has come so regularly, that he is a candidate for 1978 and he wants to go on record for saying that right now. When we have a vacant lot and no one will build in the City because of the highly confiscatory property tax rate and we grant tax abatement, or Fox Lance and they transform a vacant lot into housing to satisfy our housing needs, when that vacant lot becomes beautiful, isn't this Council saying that we are doing something? The speaker keeps throwing rocks, criticizing, but where are his alternatives? Until he has his personal opinion he will find the Members of the Council will not follow his every word because he is being hypocritical, but he has nothing to offer them.

Councilman James pointed out tax abatements bring revenue to the City.

Councilman Tucker said that he thinks at the pre-council meeting it was decided we would call for a public hearing, not necessarily on tax abatements but to review the total tax exemption and revaluation problem. Hopefully Councilman Carrino and he will be interacting, touching legal bases and possibly by January a public hearing will be held.

Councilman Tucker said for the speaker to continuously raise the same question over and over has a tendency to appear to Council that he is debating the issue. The question he is raising about tax exemption, we cannot stop the operation of the City at this point and time, until we get a better understanding of what is happening with the tax dollar.

Councilman Carrino indicated he agrees with Mr. Murnick in some points that we give too much away. However, he can't in clear conscience understand why he would say

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now he is for revaluatuion after what several of us have gone through and he does not think to cut off ones nose to spite his face is the answer to the problem. He would hope that three or four weeks from now when the revaluation comes up again and we ourselves are on the line again that will not be the attitude of the property owners to approve the revaluation just to prove the City Council is giving land away which is causing a problem.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING THE MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT WITH LOCAL 2297, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, EFFECTIVE JANUARY 1, 1976 TO DECEMBER 31, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls met with the Council December 2, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino.

Councilman Carrino stated for the record that he is sure Council goes on record commending these unions understanding our financial situation right now and to keep everything the way it is for the year 1976 and possibly opening up for 1977 in light of the fact of the financial crunch we are in. These unions should be commended for understanding that situation in going along with that agreement.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING THE MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT WITH LOCAL 2299, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, EFFECTIVE JANUARY 1, 1976 TO DECEMBER 31, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls met with the Council December 2, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION AUTHORIZING A SALE OF PROPERTY OWNED BY THE CITY OF NEWARK KNOWN ON ITS TAX MAPS AS REAR OF 381-405 RAYMOND BOULEVARD, BLOCK 2407, LOT 1 AND AUTHORIZING ADVERTIS-

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ING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR SAID PURCHASE UNDER SPECIFIC CONDITIONS.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this resolution to Administration, per the request of Real Estate Officer Milano, was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 35-39 JOHNSON AVENUE, BLOCK 2674, LOT 6, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

The Acting City Clerk stated that Resolutions 7-R-e through 7-R-i are being deferred and he is directed to invite Business Administrator Walls, Executive Director Massaro, Housing Development and Rehabilitation Corporation, Deputy Executive Director Faiella, Newark Economic Development Corporation, Real Estate Officer Milano, Executive Director Notte, Newark Housing and Redevelopment Authority and Mr. Sanford Gallanter, President of The Aspen Group, Inc. to meet with the Council at their special conference December 7, 1976 with respect to these resolutions.

7-R-e. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 86 BRUNSWICK STREET, BLOCK 2811, LOT 1, 23 MURRAY STREET, BLOCK 2811, LOT 3, 20 ASTOR STREET, BLOCK 2803, LOT 1, 22 ASTOR STREET, BLOCK 2803, LOT 2, 24 ASTOR STREET, BLOCK 2803, LOT 3, 26 ASTOR STREET, BLOCK 2803, LOT 4, 28 ASTOR STREET, BLOCK 2803, LOT 5, 28½ ASTOR STREET, BLOCK 2803, LOT 65, 25-27 ASTOR STREET, BLOCK 2811, LOTS 14 AND 15, 46 ASTOR STREET, BLOCK 2808, LOT 14, 50 ASTOR STREET, BLOCK 2808, LOT 14, 50 ASTOR STREET, BLOCK 2808, LOT 16, 50A ASTOR STREET, BLOCK 2808, LOT 17, 52 ASTOR STREET, BLOCK 2808, LOT 18, 108-110 PENNSYLVANIA AVENUE (68-70 ASTOR STREET), BLOCK 2808, LOT 25, 83 BRUNSWICK STREET, BLOCK 2819, LOT 17, 85 BRUNSWICK STREET, BLOCK 2819, LOT 18, 25-31 MURRAY STREET, BLOCK 2811, LOTS 4, 5, 6, AND 7, 33 MURRAY STREET, BLOCK 2811, LOT 8, 19 ASTOR STREET, BLOCK 2811, LOT

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18, 54 ASTOR STREET, BLOCK 2808, LOT 19, 60-62 ASTOR STREET, BLOCK 2808, LOTS 21 AND 22, 64 ASTOR STREET, BLOCK 2808, LOT 23 AND 66 ASTOR STREET, BLOCK 2808, LOT 24; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 318 BELMONT AVENUE, BLOCK 2665, LOT 7, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 51 ASTOR STREET, BLOCK 2812, LOT 20, 53 ASTOR STREET, BLOCK 2812, LOT 19, 57 ASTOR STREET, BLOCK 2812, LOT 38, 59 ASTOR STREET, BLOCK 2812, LOT 37, 61 ASTOR STREET, BLOCK 2812, LOT 17, 63 ASTOR STREET, BLOCK 2812, LOT 16, 65 ASTOR STREET, BLOCK 2812, LOT 15, 67 ASTOR STREET, BLOCK 2812, LOT 14, 69 ASTOR STREET, BLOCK 2812, LOT 13, 37 MURRAY STREET, BLOCK 2812, LOT 29, 39 MURRAY STREET, BLOCK 2812, LOT 29, 41 MURRAY STREET, BLOCK 2812, LOT 29, 45 MURRAY STREET, BLOCK 2812, LOT 31, AND 47 MURRAY STREET, BLOCK 2812, LOT 32, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 77 BLEEKER STREET, BLOCK 39, LOT 45, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to defer action on this resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 393-395 BELMONT AVENUE. BLICK 2675, LOTS 41 & 42, 85 HILLSIDE AVENUE, BLOCK 2675, LOT 27, 87 HILLSIDE AVENUE, BLOCK 2675, LOT 28, 412-422 BELMONT AVENUE, BLOCK 2693, LOTS 7 & 8, 428-432 BELMONT AVENUE, BLOCK 2693, LOTS 13, 14 & 15, AND 114 RIDGEWOOD AVENUE, BLOCK 2693, LOT 50, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION APPROVING APPLICATION AND PLAN OF PILGRIM BAPTIST HOUSING ASSOCIATION I, LIMITED, A LIMITED-DIVIDEND NONPROFIT HOUSING ASSOCIATION OF NEW JERSEY, FOR CONSTRUCTION OF 46 LOW RISE APARTMENT BUILDINGS PROVIDING 153 DWELLING UNITS FOR LOW AND MODERATE INCOME TENANTS AT 422-462 BERGEN STREET, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ., BUT IN NO EVENT FOR A PERIOD LONGER THAN THE LIFE OF THE NEW JERSEY HOUSING FINANCE AGENCY (N.J.H.F.A.), MORTGAGE TO BE GIVEN TO SAID HOUSING ASSOCIATION TO FINANCE SAID PROJECT AND APPROVAL BY NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker.

Councilman Allen said there is a lot of talk about tax abatements and he thinks sooner or later we will have to inform the people the difference between tax abatements and tax exempt properties. He noted this particular area has been open land for the last 10 or 12 years. The reason why it was open land for those years was because the Housing Authority bought the property indicating there was going to be a highway coming through. Later the State changed their minds, again the Housing Authority spent \$13 million to secure that property, again the Housing Authority tried to get that \$13 million back. That is the reason why they lost that case and now it is being developed for low and moderate

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income housing with 20% of rent going towards taxes which again that is revenue we will be receiving from the area. At the present they don't receive anything and if you look at the estimated cost the last 10 years to keep the area clean, we would be losing money from all areas.

Councilman Allen urged the Council to adopt this resolution to turn the empty lots into housing.

Acting City Clerk Korngut stated in connection with this Resolution and Resolution 7-R-k, the Council had requested a statement from Mr. Thomas Massaro, Executive Director of Newark Housing Development and Rehabilitation Corporation indicating that in the Agreements for both these projects, Paragraph 5(A), Page 3, should read "The Housing Association shall pay twenty (20%) percent of the other net income received from commercial facilities, coin-operated vending machines and parking charges, if any.

The motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-k.

RESOLUTION APPROVING APPLICATION AND PLAN OF PILGRIM BAPTIST HOUSING ASSOCIATION, II, LIMITED DIVIDEND, NONPROFIT HOUSING ASSOCIATION OF NEW JERSEY, FOR CONSTRUCTION OF 46 LOW-RISE APARTMENT BUILDINGS, PROVIDING 152 DWELLING UNITS FOR LOW AND MODERATE INCOME TENANTS FRONTING ON 143-169 AVON AVENUE, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1, ET SEQ., BUT IN NO EVENT FOR A PERIOD LONGER THAN THE LIFE OF THE NEW JERSEY FINANCE AGENCY (N.J.H.F.A.) MORTGAGE TO BE GIVEN TO SAID HOUSING ASSOCIATION TO FINANCE SAID PROJECT AND APPROVAL BY NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-1.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS FOR RECEIPT OF FUNDING AND SUBSEQUENT OPERATION OF

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FOURTH YEAR (FY 76-77) SAFE AND CLEAN NEIGHBORHOODS PROGRAM (\$500,000. SAFE AND CLEAN NEIGHBORHOODS PROGRAM, \$500,000. MATCHING FUNDS CITY OF NEWARK, BUDGETED IN CITY OPERATING BUDGET, FOR PERIOD JULY 1, 1976 THROUGH DECEMBER 31, 1976; \$541,415.50 ALLOCATED TO SAFE PORTION AND \$458,684.50 TO CLEAN PORTION; CITY TO PROVIDE ADDITIONAL \$500,000. FOR CONTINUANCE JANUARY 1, 1977 THROUGH JUNE 30, 1977 SHOULD SUPPLEMENTAL STATE APPROPRIATION BE MADE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM HERMAN RISACK AND SYLVIA RASACK, HIS WIFE, OWNERS OF PREMISES 305 - 15TH AVENUE, BLOCK 252, LOT 44, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM ST. ANN'S ROMAN CATHOLIC CHURCH, OWNER OF PREMISES 32 PIERCE STREET, BLOCK 2620, LOT 30, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MONARCH FEDERAL SAVINGS AND LOAN ASSOCIATION, OWNER OF PREMISES 268 FAIRMOUNT AVENUE, BLOCK 273, LOT 28, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-p.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MONMOUTH MUSEUM AND CULTURAL CENTER, OWNER OF PREMISES 653-655 BROAD STREET, BLOCK 51, LOT 50, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM DAWN-JOY CORPORATION, OWNER OF PREMISES 372 LITTLETON AVENUE, BLOCK 299, LOT 49, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE. (NEW JERSEY REALTY TITLE INSURANCE COMPANY TO ISSUE A TITLE POLICY THAT IT WILL PROTECT AGAINST FRANCHISE TAXES BEING PAID OUT OF SUBJECT PROPERTY)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH BOYD SECURITY SYSTEMS, INC., 234 ORATON STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROVIDING SECURITY SERVICES WITH UNARMED UNIFORMED GUARD AND TRAINED COMMAND DOGS, FOR VARIOUS FACILITIES IN THE CITY OF NEWARK, FOR \$21,175., IN ACCORDANCE WITH BID AND SPECIFICATIONS; CONTRACT SHALL BE EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND TERMINATE ON JUNE 5TH, 1977; TOTAL AMOUNT SHALL BE PAID FROM DEPARTMENT OF RECREATION AND PARKS 1976 ADOPTED BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT FOR DEMOLITION OF BUILDINGS, AS SPECIFIED IN ATTACHED SCHEDULE 1, LOWEST RESPONSIBLE BIDDERS, WITH STONY WRECKERS, INC.-127 NEWARK STREET-\$1,899., BURLINGTON CONSTRUCTION-191-193 NEWARK STREET-\$2,750., 262 SPRINGFIELD AVENUE-\$2,770., 38 BEACON STREET-\$800., 33 BEDFORD STREET-\$3,030., 172 NEWTON STREET-\$2,370. AND 102 WILSEY STREET-\$2,750.; TOTALLING \$16,369.; TOTAL AMOUNT SHALL BE PAID FROM SAFE AND CLEAN STREETS PROGRAM BUDGET.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ROBERT TREAT HOTEL, 50 PARK PLACE, NEWARK, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO PROVIDE FACILITY AND FOOD FOR ANNUAL HEALTH CONFERENCE ON DECEMBER 2, 1976, FOR \$3,810., IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; TOTAL AMOUNT TO BE PAID FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH 1976 ADOPTED BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the Acting City Clerk to invite Director of Health and Welfare Buford to meet with the Council at their pre-meeting conference December 14, 1976 was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL AT PUBLIC AUCTION, 220 JUNK VEHICLES (8 TRUE TITLES), IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, PURSUANT TO N.J.S.A 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ENGINEERING, ACCOUNT 7131, HEAT, LIGHT AND POWER-\$1,935.11 TO TITLE CODE 110010, DIRECTOR OF ENGINEERING-\$1,935.11; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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The Acting City Clerk stated that Resolutions 7-R-w and 7-R-x are being deferred and he is directed to invite Business Administrator Walls, Executive Director Massaro, Housing Development and Rehabilitation Corporation, Deputy Executive Director Faiella, Newark Economic Development Corporation, Real Estate Officer Milano, Executive Director Notte, Newark Housing and Redevelopment Authority and Mr. Sanford Gallanter, President of The Aspen Group, Inc. to meet with the Council at their special conference December 7, 1976 with respect to these resolutions.

7-R-w. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 31-33 LINCOLN PARK, BLOCK 119, LOT 25, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 776-778 FRELINGHUYSEN AVENUE, BLOCK 3379, LOT 68, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION CANCELLING DEPOSITS FOR STREET OBSTRUCTION FOR YEAR 1969 IN THE AMOUNT OF \$2,430. AND TRANSFERRING SAME TO OTHER TRUST SURPLUS ACCOUNT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TALLING \$299,208.37, TO INDIVIDUALS SHOWN ON ANNEXED EXHIBIT "A"; BY REASON OF STATE BOARD JUDGMENTS, COUNTY

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BOARD JUDGMENTS, SENIOR CITIZEN'S ALLOWANCE, VETERAN'S ALLOWANCE AND CASH OVERPAYMENTS
FOR YEARS 1971, 1972, 1973, 1974, 1975 AND 1976.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO JOSE LINDINHO REIS AND AUGUST NOGUEIRA, 52 DELANCY STREET, NEWARK, NEW JERSEY, 07105, THE SUM OF \$276.31, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE ON ERRONEOUS CHARGES RENDERED ON ACCOUNT NO. 08-384-2900-00, 28 WHEELER POINT ROAD, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION AUTHORIZING TAX COLLECTOR TO SELL AT PUBLIC AUCTION ON DECEMBER 20, 1976 AT 10:30 A.M., COUNCIL CHAMBER, EACH OF PARCELS OF REAL PROPERTY SUBJECT TO SAID TAX OR MUNICIPAL LIENS IN THE MANNER PRESCRIBED BY AND PURSUANT TO N.J.S.A. 54:5-19 TO 54:5-111 ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$6,503.20 PAYABLE TO ANTHONY GRAZIANO AND VINCENT SANTUSUOSSO, AND ZAZZALI AND ZAZZALI, ATTORNEYS, GATEWAY I, NEWARK, NEW JERSEY; FOR REPRESENTING AND DEFENDING NEWARK POLICE OFFICERS ANTHONY GRAZIANO AND VINCENT SANTUSUOSSO IN A CIVIL ACTION IN UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY INSTITUTED BY BRIAN TAYLOR AND AGAINST ANTHONY GRAZIANO AND VINCENT SANTUSUOSSO AND OTHERS, SEEKING COMPENSATORY AND PUNITIVE DAMAGES. (ZAZZALI AND ZAZZALI INSTITUTED CIVIL ACTION IN SUPERIOR COURT OF NEW JERSEY LAW DIVISION, ESSEX COUNTY, ON BEHALF OF ANTHONY GRAZIANO AND VINCENT SANTUSUOSSO AGAINST CITY OF NEWARK SEEKING JUDGMENT IN AMOUNT OF \$12,000. PLUS COSTS OF THE SUIT)

(Copy of resolution and correspondence submitted to each Member of the Council)

December 3, 1976

632 A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AMENDING RESOLUTION 7-R-b, JULY 20, 1976, "RESOLUTION AUTHORIZING MAYOR TO ACCEPT \$26,819. FROM AND ENTER INTO AN AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR PURPOSE OF OPERATING A SUMMER YOUTH PROGRAM FOR DISADVANTAGED YOUTH BETWEEN AGES 14-21 YEARS, BEGINNING JULY 20, 1976 AND EXTENDING TO SEPTEMBER 15, 1976," BY CHANGING THE EFFECTIVE DATE OF GRANT AWARD AND CONTRACT TO JULY 1, 1976; FURTHER RATIFYING THE GRANT AGREEMENT FOR PERIOD JULY 1, 1976 TO JULY 20, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH ROSS, STEWART & BENJAMIN, WHO WILL AUDIT THE CITY OF NEWARK PROGRAM DESIGNATED NEWARK SUMMER FOOD (NUTRITION) SERVICE PROGRAM FOR CHILDREN FOR AMOUNT NOT TO EXCEED \$4,500. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION CONSENTING TO THE COUNTY OF ESSEX TAKING OVER AND BEING RESPONSIBLE FOR PORTIONS OF STREETS KNOWN AS THIRTEENTH AVENUE AND HOWARD STREET, AND ALL OF STIRLING STREET; PURSUANT TO THE PROVISIONS OF N.J.S.A. 27:16-5, SUBJECT TO RECEIPT OF A CONCURRING RESOLUTION FROM BOARD OF CHOSEN FREEHOLDERS, COUNTY OF ESSEX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CHANGE ORDER FOR CONTRACT 75-09, NEWARK RECREATION FACILITY, WATERSHED, WEST MILFORD, NEW JERSEY, WITH O'B CONSTRUCTION COMPANY. (TO MODIFY THE CONTRACT BY REDUCING THE SCOPE WORK IN ORDER TO ASSURE FUNDS TO COVER THE COST OF INFLATION AND ADDITIONAL SUPERVISION REQUIRED TO COMPLETE THE PROJECT; NO ADDITIONAL FUNDING IS REQUIRED UNDER THIS CHANGE ORDER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON DECEMBER 17, 1976, AT 11:00 A.M., AT THE MILITARY PARK BUILDING, 20 PARK PLACE, NEWARK, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING OF EXHIBIT A AND NOTICE OF FURTHER MEETING DECEMBER 29, 1976, AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION APPROVING THE DETERMINATION OF THE CENTRAL PLANNING BOARD THAT THE OLD FIRST WARD (ST. LUCY'S AREA) IS A BLIGHTED AREA AS DEFINED IN CHAPTER 187 OF THE LAWS OF 1949 OF NEW JERSEY (R.S. 40:55-21.1 ET SEQ.) AS AMENDED, AND BY CHAPTER 300 OF THE LAWS OF 1949 OF NEW JERSEY (R.S. 55:14A-31 ET SEQ.) AS AMENDED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION APPROVING THE DETERMINATION OF THE CENTRAL PLANNING BOARD THAT A PORTION OF BLOCK 892 OF THE SOUTH BROAD AREA IS A BLIGHTED AREA AS DEFINED IN CHAPTER 187 OF THE LAWS OF 1949, OF NEW JERSEY (R.S. 40:55-21.1 ET SEQ.) AS AMENDED, AND BY CHAPTER 300 OF THE LAWS OF 1949 OF NEW JERSEY (R.S. 55:14A-31 ET SEQ.) AS AMENDED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 829 DOREMUS AVENUE AND THE REAR OF 797-829 DOREMUS AVENUE, BLOCK 5056, LOTS 76A & 78; AND 830 DOREMUS AVENUE, BLOCK 5074, LOTS 16-16A, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A THREE PARTY AGREEMENT BETWEEN STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, TRANSPORT OF NEW JERSEY AND CITY OF NEWARK FOR RECONSTRUCTION OF HELLER PARKWAY BRIDGE; NO COST SHALL BE INCURRED BY THE CITY OF NEWARK IN EXECUTING THIS AGREEMENT. (RESOLUTION 7-R-bj APPROVED MARCH 5, 1975 TO EXECUTE AGREEMENT BETWEEN STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, PROJECT NUMBER M-8453(001).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE APPRAISAL CONTRACTS WITH JOHN O. LASSER, APPRAISAL-\$500., RICHARD TURTLETAUB, APPRAISAL-\$600. AND SANFORD KRASNER, APPRAISAL REVIEW-\$175., FOR DEVELOPMENT OF TWO APPRAISAL REPORTS AND AN APPRAISAL REVIEW OF 879 FRANKLIN AVENUE, NEWARK; FUNDS AVAILABLE FROM MAYOR'S POLICY AND DEVELOPMENT OFFICE, HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974. (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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A motion to remove from the Table "EMERGENCY RESOLUTION APPROPRIATING \$225,112., DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, SERVICES BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATIONS, UNITS CENTREX-\$173,682., HEAT, LIGHT AND POWER-\$51,430.; TO PROVIDE ADDITIONAL FUNDS FOR TELEPHONE SERVICES AND FOR PUBLIC SERVICE ELECTRIC AND GAS FOR CONTINUOUS USE OF THE UTILITIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET," was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn. EMERGENCY RESOLUTION APPROPRIATING \$225,112., DEPARTMENT OF PUBLIC WORKS, DIVISION PUBLIC PROPERTY, SERVICES BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATIONS, UNITS CENTREX-\$173,682., HEAT, LIGHT AND POWER-\$41,430.; TO PROVIDE ADDITIONAL FUNDS FOR TELEPHONE SERVICES AND FOR PUBLIC SERVICE ELECTRIC AND GAS FOR CONTINUOUS USE OF THE UTILITIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

Acting City Clerk Korngut said in connection with this matter, he was directed to communicate with the Law Department to submit a report to the Council as to whether it would be appropriate for the Council to adopt this resolution. An opinion has come in but he does not know if the Staff has had an opportunity to study it but Ms. Bressler from the Law Department is in the audience.

Councilman Carrino said he has the opinion and he is not happy with it. He requested Ms. Bressler to step up to the dias and said we have been told this is not truly an emergency because it was not something that was anticipated but we are at a point and time where moneys have been expended already.

Councilman Carrino asked Ms. Bressler whether she can categorically state if we do appropriate this money as an emergency appropriation that it will in no way conflict with our vote or cause us to have any conflict with the State of New Jersey.

Ms. Bressler replied that as she understands the situation, as they have been presented to the Law Department, requested funds are necessary because of the increase in cost of fuel and other utilities and this increase came into affect after the budget was adopted. We are bound by Title 40A:46 "Local unit may make emergency appropriation after the adoption of the budget for purposes which are not foreseen at the time of the adoption of thereof, or for which adequate provision was not made therein". Since the rates have increased, as we understand it, after the adoption of the budget and the budget has not made adequate provision it appears it would not be a violation of the state law but would be perfectly proper to pass an emergency appropriation at this time.

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Councilman Carrino said, however, what she just read, it would have to be anticipated that those things were going to occur after the adoption of the budget. When you came to this situation that does not provide for the fact that moneys have already been expended and now we are being requested to have this appropriation approved. He questioned whether he was correct in saying that they are asking us to cover the last three months of the year and this is December. They are actually asking us for October, November and December.

Ms. Bressler said that it appears apparently the Law Department has done some research based on the facts that she has stated and nowhere was it mentioned this had already been expended, or at least an obligation. She only has the facts as she stated in the memo.

Councilman Carrino said as he understands, an emergency appropriation by the State Law is that a certain period of time you are anticipating you are going to need extra money somewhere down the line and you ask for an emergency appropriation. This situation has occurred that we have already been spending money for the period of time which they are asking for the emergency appropriation.

Ms. Bressler indicated that she will have to check further with the Law Department because those particular facts were not part of the memorandum.

Councilman Martinez said money has been spent that we do not have, that is a violation of the State Law.

Ms. Bressler said that she will consult someone in the Law Department who is more familiar with the fact situation and the law involved and will be back.

Councilman Tucker said his concern is the same. The conversation we had with the Corporation Counsel in pre-conference, specifically related to the possibility of expenditure of funds being obligated and the Council coming up with a ratification or an appropriation after the obligation is made.

President Harris said we are not going to take a verbal opinion from the Law Department and will move to defer until a written opinion is received.

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "EMERGENCY RESOLUTION APPROPRIATING \$11,189., MAYOR'S OFFICE AND AGENCIES, DIVISION OF CIVIL DEFENSE, SALARIES AND WAGES, DEPUTY

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DIRECTOR-\$2,894., SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION UNIT-\$5,225., UTILITIES-ELECTRIC SERVICE-\$518. AND NON-VEHICULAR EQUIPMENT-\$2,552.; TO PAY THE SALARY OF DEPUTY DIRECTOR OF CIVIL DEFENSE AND TO PAY FOR THE PUBLIC/EMERGENCY WARNING SYSTEM THAT WILL NOTIFY THE CITIZENS IN CASE OF A NATURAL DISASTER OR A NUCLEAR ATTACK; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET," was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo. EMERGENCY RESOLUTION APPROPRIATING \$11,189., MAYOR'S OFFICE AND AGENCIES, DIVISION OF CIVIL DEFENSE, SALARIES AND WAGES, DEPUTY DIRECTOR-\$2,894., SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION UNIT-\$5,225., UTILITIES-ELECTRIC SERVICE-\$518. AND NON-VEHICULAR EQUIPMENT-\$2,552.; TO PAY THE SALARY FOR DEPUTY DIRECTOR OF CIVIL DEFENSE AND TO PAY FOR THE PUBLIC/EMERGENCY WARNING SYSTEM THAT WILL NOTIFY THE CITIZENS IN CASE OF A NATURAL DISASTER OR A NUCLEAR ATTACK; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

Acting City Clerk Korngut stated that he has been notified by Chief Analyst Polster that Administration is requesting the return of this resolution to Administration at this time because they are studying some other method of resolving this matter.

Councilman Carrino questioned whether it was being withdrawn because of the check that was received yesterday from the Federal or State government in regards to this specific agency.

Administrative Analyst Weiss, representative from the Business Administrator's Office replied in the negative. His understanding was there were some other questions that have to be answered.

Councilman Tucker said his concern on the matter is, we have gone through this with two council meetings in relation to the City recognizing, realizing at least this responsibility in dealing with the employees and subsequently having it returned and also a request from the Law Department at the last meeting. When will it ever get to the point, where we vote on it, at least Administration will make up its mind as to what it is doing on the matter.

Councilman Carrino said we have an existing agency there, are these people getting paid.

Administrative Analyst Weiss replied he could not answer that.

Councilman Carrino said we have an agency and nobody is getting paid, it is

going back and forth and he concurs with Councilman Tucker that this thing should be straightened out and be placed on the calendar for the next meeting.

President Harris stated he thinks it has been adequately stated by his two colleagues the fact that Administration had time to deal with this matter and are asking for an extension of time at this moment would not be in good order and he will move to return this matter to Administration, as requested.

A motion directing the Acting City Clerk to return this resolution to Administration, per their request, was made by President Harris, seconded by Councilman Carrino.

Councilman Carrino trusted that this will be corrected and sent to the Council for consideration at their next meeting.

The motion was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION COMMENDING LUCILE PURYEAR FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION STRONGLY URGING THE LEGISLATURE OF THE STATE OF NEW JERSEY TO REPEAL THE OPTIONAL SUNDAY CLOSING LAW ("BLUE LAW") PROHIBITING SALES ON SUNDAY OF CERTAIN ITEMS BY RETAIL ESTABLISHMENTS, was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilman Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO FORWARD COMMUNICATION TO THE TAX ASSESSOR AND TAX COLLECTOR REQUESTING THEIR RECOMMENDATIONS WITH RESPECT TO THE TAX PLIGHT DISCUSSED BY REVEREND OLIVER WITH RESPECT TO ISRAEL MEMORIAL A.M.E. CHURCH AND REQUESTED SUCH INFORMATION BE FORWARDED TO THE COUNCIL PRIOR TO THE SCHEDULED FORECLOSURE DATE DECEMBER 15, 1976, was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Villani noted the Council joins her publicly in commending Councilman Tucker for the display in his "Upward Newark Program" which he exhibited in Atlantic City and the City of Denver. The booth which was set-up in Denver reflected every good asset of the City of Newark.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE RESCINDING ORDINANCES 6-Ph, S & F-, 6-Ph, S & F-g, 6-Ph, S & F-h, 6-Ph, S & F-k, 6-Ph, S & F-l, 6-Ph, S & F-m' ADOPTED SEPTEMBER 17, 1975 TO DELETE THE FREEZE ON SALARIES OF CERTAIN OFFICERS AND EMPLOYEES AND TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO.' (TO ADJUST SALARIES)."

(Assistant Business Administrator \$32,000. - \$32,000.

Business Administrator 42,000. - 42,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker felt the Council should take this period of time to review not only the actual request of raises but transactions which have taken place since they were originally requested. He is hopeful at least the discussion that was raised by Councilmen Carrino and Martinez take these factors into consideration, at least that the percentage of increase that has been given to the employees of the City and those particular percentages will be considered comparatively with various department heads and division heads as well.

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE RESCINDING ORDINANCES 6-Ph, S & F-f, 6-Ph, S & F-g, 6-Ph, S & F-h, 6-Ph, S & F-k, 6-Ph, S & F-l AND 6-Ph, S & F-m' ADOPTED SEPTEMBER 17, 1975 TO DELETE THE FREEZE ON SALARIES OF CERTAIN OFFICERS AND EMPLOYEES AND TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-g) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)."

(Mayor's Office

Administrative Aide \$14,133. - \$17,179.

Analyst, Mayor's Office 23,021. - 27,928.

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| | |
|-----------------------------------|--------------------|
| Deputy Mayor | 18,000. - 18,000. |
| Executive Secretary to Mayor | 11,628. - 14,133. |
| Personal Secretary to Mayor | 11,628. - 14,133. |
| Board of Adjustment | |
| Secretary, Board of Adjustment | 17,179. - 20,881. |
| Alcoholic Beverage Control | |
| Secretary, Board of A.B.C | 17,179. - 20,881. |
| Central Planning Board | |
| Secretary, Central Planning Board | 17,179. - 20,881.) |

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE RESCINDING ORDINANCES 6-Ph, S & F-f, 6-Ph, S & F-g, 6-Ph, S & F-k, 6-Ph, S & F-h, 6-Ph, S & F-l AND 6-Ph, S & F-m, ADOPTED SEPTEMBER 17, 1975 TO DELETE THE FREEZE ON SALARIES OF CERTAIN OFFICERS AND EMPLOYEES AND TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR (6-S & F-m) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)."

(City Clerk \$39,000. - \$39,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE RESCINDING ORDINANCES 6-Ph, S & F-f, 6-Ph, S & F-g, 6-Ph, S & F-h 6-Ph, S & F-k, 6-Ph, S & F-l AND 6-Ph, S & F-m' ADOPTED SEPTEMBER 17, 1975 TO DELETE THE FREEZE ON SALARIES OF CERTAIN OFFICERS AND EMPLOYEES AND TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR (6-S & F-u)' ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)."

(Director, Division of Welfare \$25,000. - \$25,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 17, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO CREATE WITHIN THE DEPARTMENT OF ADMINISTRATION A DIVISION OF CONSUMER AFFAIRS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance returned to the Business Administrator on October 20, 1976)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 17, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 2 OF ORDINANCE 6-Ph, S & F-b ENTITLED 'AN ORDINANCE CREATING A REAL ESTATE COMMISSION' ADOPTED ON APRIL 4, 1973."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR ADMINISTRATIVE OFFICER, FIRE DEPARTMENT)."

(Administrative Officer, Fire Department (37½ hours) \$16,361. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

December 3, 1976

Councilman Giuliano stated that this is not a raise but an adjustment for more hours, 37½ hour week and his experience with this gentleman he is well worth what he has been doing for a long time.

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED FROM NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT SECTION 2:14-5, CHAPTER 14, PERSONNEL PRACTICES AND POLICIES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (TO ESTABLISH SICK LEAVE POLICIES AND PROCEDURES)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection of Nye Avenue-Watson Avenue and Bergen Street

Intersection of Nye Avenue and Clinton Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-j.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 157 BELMONT AVENUE, NEWARK, NEW JERSEY, BLOCK 2552, LOT 32, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1)." (\$6,300.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-k.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 235-237 HAWTHORNE AVENUE, NEWARK, NEW JERSEY, BLOCK 3021, LOT 20, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1)." (\$4,100.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-l.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 127 MONTGOMERY STREET, NEWARK, NEW JERSEY, BLOCK 2552, LOT 1 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1)." (\$3,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-m.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 805 BERGEN STREET, NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1)." (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

December 3, 1976

8-74

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-n.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 18 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3024, LOT 19, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1)." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said he thinks we discussed this at the pre-meeting conference and we want to make sure if the amount offered by the Housing Authority for the land is lower than the current assessed evaluation, that if there is a surveyor's report it should be part of the record. If there are any other extenuating circumstances all of those factors should be answered and be part of the permanent record.

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-o.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 175 AVENUE L, NEWARK, NEW JERSEY, BLOCK 5030, LOT 67, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b) (1)." (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-p.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 19, 1976, ENCLOSING PROPOSED "ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT A DEED FOR PREMISES KNOWN AS NUMBERS 62-72 FRELINGHUYSEN AVENUE. (BEING LOT NUMBERS 4, 5, 6, 7, 9 AND 21 IN BLOCK 2795 ON CITY TAX MAP)." (\$2,500.)

December 3, 1976

A motion to defer action on ordinance was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-q.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 19, 1976, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO E.I. DU PONT DE NEMOURS AND COMPANY TO CONSTRUCT AND MAINTAIN 3 - 4" DIAMETER PVC CONDUITS AND 2 - 8" DIAMETER SLEEVE FOR WATER AND STEAM ALL WITHIN A UTILITY CONDUIT EASEMENT 3' - 5" WIDE CROSSING MILLER STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO. (TO ADJUST SALARY RANGE FOR ASSISTANT CHIEF LICENSE INSPECTOR AS PER CONTRACT AGREEMENT)."

(Assistant Chief License Inspector \$10,045. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,'"

December 3, 1976

(6-S & F-b1) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO, AMENDED. (TO ADJUST SALARIES AS PER CONTRACT AGREEMENT)."

| | |
|--|-----------------------|
| (Assistant Chief Water Service Inspector | \$10,045. - \$12,209. |
| Chief Water Service Inspector | 11,628. - 14,133. |
| Water Service Inspector | 8,677. - 10,547.) |

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 3, 1976, EN-CLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-u) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARY FOR ASSISTANT MUNICIPAL SUPERINTENDENT OF WEIGHTS AND MEASURES AS PER CONTRACT AGREEMENT)."

| | |
|--|-----------------------|
| (Assistant Municipal Superintendent of Weights and Measures | \$8,677. - \$10,547.) |
|--|-----------------------|

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman James said he is supporting salary increases covered by contracts, but wants to go on record stating that all the department head raises proposed before us, the Council should be mindful there are still contract negotiations going on with various municipal personnel and furthermore we should recognize the fact some administrative salaries should be decreased. Interestingly enough we have observed some positions, salaries since we came to office, have increased 100% while the work production has decreased and felt this was something to think about. For example, the Business Administrator's salary is \$24,000. and now there is an ordinance on this calendar for \$42,000. and has the production and level increased in comparison?

A motion directing the Acting City Clerk to place this ordinance on the December 15, 1976 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The Acting City Clerk reported the following Bingo and Raffles were issued from November 15, 1976 to November 19, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|---|-----------------------|
| Central Ward Unit Boys' Clubs of Newark | 7001 (Amended) |
| Anshe Luborowitz Sisterhood | 7239 (Amended) |
| Congregation of Ahavas Sholom | 7284 (Amended) |
| Remco Industries Chapter of Deborah | 7286 |
| Queen of Angels Church | 7291 |
| Beth David Jewish Center | 7295 |
| Sherman Community Center | 7296 |
| Immaculate Conception Church | 7297 |
| Immaculate Conception Church General Committee | 7298 |
| Rosary Confraternity of St. Rose of Lima Church | 7301 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Vailsburg Lions Club | 6670 (Amended) |
| Central Ward Girls' Club | 7281 |
| Charles E. Hall-Georgiana Robinson Memorial Scholarship Fund | 7283 |
| Clear View Baptist Church | 7285 |
| Friendly Fuld Neighborhood Centers, Inc. | 7287 |
| St. Michael's Parent Teachers Association | 7288 |
| St. Michael's Parent Teachers Association | 7289 |
| St. Michael's Parent Teachers Association | 7290 |
| St. Michael's Merry Makers | 7292 |
| St. Michael's Holy Name Society | 7293 |
| St. Vincent's DePaul Society of St. Michael's Church | 7294 |
| Mt. Calvary Holy Church, Inc. | 7299 |
| Non-Denominational House of Prayer for all People | 7300 |

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

648

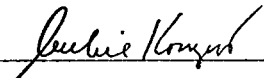
12.

A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

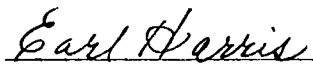
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:30 P. M.

APPROVED:



Archie Korngut
Acting City Clerk



Earl Harris
President

Newark, New Jersey, December 15, 1976

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Richard F. Norris, Union Chapel AME Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 7, 1976 at the time of its preparation. All persons who prepaid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD OCTOBER 20, 1976.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD OCTOBER 20, 1976.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

December 15, 1976

December 15, 1976

600
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD OCTOBER 20, 1976.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF OCTOBER, 1976.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE SECOND RIVER JOINT MEETING, HELD SEPTEMBER 13, 1976.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD OCTOBER 27, 1976.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented AUDIT REPORT OF MUNICIPAL COURT FOR THE YEAR 1975, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Audit Report be received and staff study be made for report to the Council was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-49 AND R-121, FROM NOVEMBER 8, 1976 TO NOVEMBER 12, 1976; URBAN RENEWAL PROJECT R-123, FROM NOVEMBER 15, 1976 TO NOVEMBER 19, 1976 AND URBAN RENEWAL PROJECTS R-6 AND R-38, FROM NOVEMBER 22, 1976 TO NOVEMBER 26, 1976; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM NOVEMBER 8, 1976 TO NOVEMBER 12, 1976; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-6, R-38 AND R-121, FROM NOVEMBER 15, 1976 TO NOVEMBER 19, 1976; AND INDICATING NO PROPERTY DEMOLITIONS, FROM NOVEMBER 22, 1976 TO NOVEMBER 26, 1976.

A motion that the Report be received and copies distributed to the Tax Assessor and Tax Collector for implementation was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

The City Clerk: Mr. President and Members of the Council with respect to the following Board of Adjustment applications, I make this statement for the benefit of those interested in these applications.

Since the determination of the Council must by law be based on the records made before the Board of Adjustment, an objecting party in interest or the applicant, desiring to be heard, shall limit themselves exclusively to the testimony presented at the hearing before the Board of Adjustment.

4-A-1.

The City Clerk read APPLICATION OF LUIS SANCHEZ-RIOS (CITY OF NEWARK, OWNER); TO PERMIT IN A 4TH RESIDENCE DISTRICT ESTABLISHMENT OF A USED CAR SALES LOT; ON PREMISES 63-67 PENNSYLVANIA AVENUE.

(Vote of Board of Adjustment 3-2)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. LUIS SANCHEZ-RIOS, 167 NORTH TWELFTH STREET, NEWARK, NEW JERSEY, applicant, appeared before the Municipal Council.

Upon question posed by Councilman Martinez, Mr. Sanchez-Rios replied the City owns this property. He rents the property from the City and uses it for a used car lot.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

December 15, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-2.

The City Clerk read APPLICATION OF FANNEW REALTY, INC. (NEWARK HOUSING AUTHORITY, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT CONSTRUCTION OF A LARGE SCALE DEVELOPMENT WITH INSUFFICIENT FRONT YARDS AND INSUFFICIENT SPACING BETWEEN BUILDINGS; ON PREMISES 202-244 LIVINGSTON STREET, 138-152 WAVERLY AVENUE AND 220-274 BELMONT AVENUE.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

4-A-3.

The City Clerk read APPLICATION OF FANNEW REALTY INC. (NEWARK HOUSING AUTHORITY, OWNER); TO PERMIT IN A 4TH RESIDENCE DISTRICT CONSTRUCTION OF A LARGE SCALE DEVELOPMENT WITH INSUFFICIENT SPACING BETWEEN BUILDINGS; ON PREMISES 102-136 QUITMAN STREET AND 753-771 HIGH STREET.

(Vote of Board of Adjustment 5-0)

(Public Hearing continued)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

Councilman Tucker stated the original objections that were raised with this application have been resolved. Report was made to the Council based on the City Zoning Code. There is sufficient parking space. The only reason for the application for a variance is because of the mode of development of the buildings.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

December 15, 1976

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-4.

The City Clerk read APPLICATION OF GEOFFREY LUCKMAN (EMPIRE ELECTRIC CO., OWNER); TO PERMIT IN A 2ND RESIDENCE DISTRICT ESTABLISHMENT OF AN AUTOMOBILE BODY AND FENDER REPAIR SHOP AND PAINTING; ON PREMISES 38-42 HANFORD STREET.

(Vote of Board of Adjustment 3-2)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

The following speakers appeared before the Municipal Council objecting to the granting of this variance. They objected to the operation of a body and fender repair shop in a residential area and the use of a vacant lot, across from 13 Hanford Street, to hold junk cars. The speakers contended this operation would increase traffic in the area, would increase garbage and deteriorate the neighborhood, and the parking spaces are needed for the residents in the area.

MRS. EULA DAVIS, 17 HANFORD STREET, NEWARK, NEW JERSEY.

MR. HENRY NASH, 28 HANFORD STREET, NEWARK, NEW JERSEY.

MRS. CATHERINE WILSON, 29 HANFORD STREET, NEWARK, NEW JERSEY, presented a petition containing seven signatures of objectors.

MRS. ANNA BORAK, 20 HANFORD STREET, NEWARK, NEW JERSEY.

MR. GEOFFREY LUCKMAN, C/O FAST AND FAST, 134 EVERGREEN STREET, EAST ORANGE, NEW JERSEY, the applicant, appeared before the Municipal Council.

MR. MAHLON L. FAST, 134 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, Attorney for the applicant, contended this application has no bearing with the lot referred to by the objectors. This applicant is not the one abandoning cars in this lot. This building is unusable for residential purposes. Any use would have to be by way of a variance or pre-existing nonconforming use. Previously this building was used for maintenance and repair of vehicles. Under the lease arrangement, there has been no abandonment of the pre-existing nonconforming use. Mr. Fast urged the Municipal Council to approve this application.

Councilman Martinez pointed out all of the objectors reside in the immediate area of this property. He said he has not had an opportunity to study the transcript. A complaint was made about the junk yard at 18 Hanford Street. Councilman Martinez requested Board of Adjustment Secretary Rocco J. Rossi to send an Inspector to this location to ascertain if this man is in violation. Councilman Martinez recommended the hearing be continued and action deferred on this application.

No one else appearing, a motion to continue the hearing and defer action on

602 this application was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-5.

The City Clerk read APPLICATION OF ELIJAH BUTLER, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT 2-STORY REAR ADDITION TO AND CONVERSION OF A 1-FAMILY DWELLING TO A 2-FAMILY DWELLING WITH INSUFFICIENT SIDE YARD; ON PREMISES 834 SOUTH 15TH STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. ELIJAH BUTLER, 834 SOUTH 15TH STREET, NEWARK, NEW JERSEY, the applicant,
and

MR. WILLIAM BROWN, Architect representing the applicant, appeared before the Municipal Council.

Councilman James stated the Council has approved some other property with insufficient yard, specifically property on Chancellor Avenue and subsequently that property has become abandoned. He asked Mr. Brown to explain the limitation and liabilities of insufficient side yard which required him to be here on a variance question tonight..

Mr. Brown replied there is adequate parking on this particular property. The lot is 50 feet wide and 100 feet deep and the house is on one side of this particular lot, erected about 6 inches from the property line. It should be 3½ feet from the property line.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-6.

The City Clerk read APPLICATION OF LONGOBARDI CONSTRUCTION CO., OWNER; TO PERMIT IN A 2ND BUSINESS DISTRICT CONVERSION OF AND FRONT ADDITION TO FORMER BAKERY FOR USE AS A 2-FAMILY DWELLING ON LOT CONTAINING ANOTHER DWELLING; ON PREMISES 670-672 NORTH 6TH STREET.

(Vote of Board of Adjustment 4-1)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

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MR. LONGOBARDI, PRESIDENT; LONGOBARDI CONSTRUCTION CO., 79 GLASS AVENUE,
BELLEVILLE, NEW JERSEY, the applicant,

and

MR. ANTHONY MARINELLO, 345 AMPERE PARKWAY, BLOOMFIELD, NEW JERSEY, Attorney
representing the applicant, appeared before the Municipal Council.

Councilman Carrino said there is only one problem. There is a sick man and his crippled wife residing immediately next door and they are concerned the front addition would go too far in front of that building causing a problem for them. Councilman Carrino requested assurance that cars will be parked in the street and will not be parked adjacent to the house next door, 668 North 6th Street.

Mr. Marinello assured there will be no parking adjacent to the house next door, 668 North 6th Street.

Councilman Carrino requested this assurance be submitted to the City Clerk in writing.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-7.

The City Clerk read APPLICATION OF A. LEMBO., JR. (PHYLLIS LEMBO, OWNER): TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE BODY AND FENDER REPAIR AND PAINTING SHOP AND CREATING TWO MAIN BUILDINGS ON ONE LOT; ON PREMISES 76-82 RIVERSIDE AVENUE.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-8.

The City Clerk read APPLICATION OF FERNANDO MARTINS (FREDDY'S SERVICE STATION, INC., OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT RENEWAL OF GASOLINE STATION INCLUDING BODY AND FENDER REPAIRS; ON PREMISES 159-161 WILSON AVENUE; ON CONDITION THAT 1) SUCH USE IS LIMITED TO THE PERIOD OF TEN YEARS ENDING SEPTEMBER 21, 1986.

(Vote of Board of Adjustment 5-0)

(Previous applications approved November 20, 1956, for renewal of permit for gasoline station including lubritorium and auto laundry; February 15, 1967, for renewal of gasoline station including lubritorium and auto laundry; February 7, 1973, to permit automobile body and fender repairs in existing gasoline station; August 8, 1973, to permit 1-story addition to automobile body, fender repair shop and gasoline station)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. FERNANDO MARTINS, 159-161 WILSON AVENUE, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council.

Councilman Martinez stated this gasoline station has been at this location since 1956 and there have been no problems. He recommended the Council approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-9.

The City Clerk read APPLICATION OF DAVID SIERRA (JULIO SOUSA, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF AN AUTOMOBILE BODY AND FENDER REPAIR SHOP INCLUDING PAINTING; ON PREMISES 36 MERCHANT STREET.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. STANLEY FRIEDMAN, 11 COMMERCE STREET, NEWARK, NEW JERSEY, Attorney representing the applicant, appeared before the Municipal Council.

Councilman Martinez stated this repair shop has been at this location for quite awhile. There have been occasional complaints about cars parked in the street.

Mr. Friedman related the applicant has use of the empty parking lot next door for parking during the day and overnight. No cars will be parked on the street.

No one else appearing, a motion to close the hearing and concur in the

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recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-10. The City Clerk read APPLICATION OF MANUEL GOMEZ, OWNER; TO PERMIT IN A 2ND RESIDENCE DISTRICT CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING, AND 2-STORY REAR ADDITION THERETO ON A LOT WITH 2 MAIN BUILDINGS; ON PREMISES 242-244 SECOND AVENUE.

(Vote of Board of Adjustment 4-1)

(Previous application rejected August 4, 1976, for conversion of a 2-family to a 3-family dwelling, and 2-story rear addition thereto on a lot with 2 main buildings, on premises 242-244 Second Avenue)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. MANUEL GOMEZ, 242-244 SECOND AVENUE, NEWARK, NEW JERSEY, the applicant,
and

MR. ANTHONY J. IULIANI, 24 COMMERCE STREET, NEWARK, NEW JERSEY, Attorney representing the applicant, appeared before the Municipal Council.

Councilman Carrino congratulated this family for the work they are doing on this house.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-11. The City Clerk read APPLICATION OF A. MILLER (MILLER INDUSTRIAL PROPERTIES, OWNER); TO PERMIT IN A 2ND INDUSTRIAL DISTRICT ESTABLISHMENT OF A COMMERCIAL GARAGE; ON PREMISES 45-47 HUNTER STREET; ON CONDITION THAT 1) NO BUSES ARE PARKED ON THE STREET FOR ANY LENGTH OF TIME; 2) NO TRACTORS NOR TRAILERS ARE STORED ON THE PREMISES.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. ANTHONY J. IULIANI, 24 COMMERCE STREET, NEWARK, NEW JERSEY, Attorney representing the applicant, appeared before the Municipal Council.

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MR. CHESTER EVANS, 216 SHERMAN AVENUE, NEWARK, NEW JERSEY, stated he purchased his home three years ago and this past summer had trouble with trailers parked on the street. The applicant has agreed there will be no tractors nor trailers parked on the street.

MR. EMANUEL ELDRIDGE, 214 SHERMAN AVENUE, NEWARK, NEW JERSEY, objected to tractors or trailers parked on the street.

Councilman Martinez pointed out these conditions were placed in the transcript. He added if there are trucks or trailers parked on the street, objectors should contact his office and he is certain the applicant will cooperate and move them. Councilman Martinez recommended the Council approve this application.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-A-12.

The City Clerk read APPLICATION OF JOSEPH VOLPE, OWNER; TO PERMIT IN A 4TH RESIDENCE DISTRICT ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP ON A LOT CONTAINING A DWELLING; ON PREMISES 44-46 HIGH STREET (REAR); ON CONDITION THAT 1) NO CARS ARE PARKED ON THE STREET; 2) THE PREMISES ARE KEPT CLEAN.

(Vote of Board of Adjustment 5-0)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. JOSEPH VOLPE, 333 NORTH 13TH STREET, NEWARK, NEW JERSEY, the applicant, appeared before the Municipal Council.

Councilman Carrino asked Mr. Volpe if he is going to do any body or fender work in the building.

Mr. Volpe replied he will not do any body or fender work in the building, strictly mechanic.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING RICHARDS STREET AND SCHALK STREET AS ONE-WAY STREETS AND SHAW AVENUE AS A ONE-WAY STREET.

(Richards Street, Southbound, from Raymond Boulevard to Ferry Street

Schalk Street, Northbound, from Ferry Street to Raymond Boulevard

Shaw Avenue, Eastbound, from Wainwright Street to Leslie Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-4.1, PARKING LIMITED TO THIRTY MINUTES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO THIRTY MINUTES ON COMMERCE COURT.

(Commerce Court, west side, from Raymond Boulevard to Commerce Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING WAINWRIGHT PLACE AS A ONE-WAY STREET.

(Wainwright Place, Westbound, from Wainwright Street to Fabyan Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 273 MORRIS AVENUE, NEWARK, NEW JERSEY, BLOCK 243, LOT 20 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$1,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

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6-F-e. The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO CREATE WITHIN THE DEPARTMENT OF ADMINISTRATION A DIVISION OF CONSUMER AFFAIRS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance returned to the Business Administrator on October 20, 1976)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-f. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S. & F-bf) ADOPTED NOVEMBER 22, 1966, AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR ADMINISTRATIVE OFFICER, FIRE DEPARTMENT)

(Administrative Officer,
Fire Department \$16,361. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Nye Avenue-Watson Avenue and Bergen Street

Intersection of Nye Avenue and Clinton Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 157 BELMONT AVENUE, NEWARK, NEW JERSEY, BLOCK 2552, LOT 32 TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$6,300.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-i.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 235-237 HAWTHORNE AVENUE, NEWARK, NEW JERSEY, BLOCK 3021, LOT 20, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$4,100.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-1.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 127 MONTGOMERY STREET, NEWARK, NEW JERSEY, BLOCK 2552, LOT 1, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$3,800.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-k.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 805 BERGEN STREET, NEWARK, NEW JERSEY, BLOCK 2711, LOT 16, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-1.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 175 AVENUE L, NEWARK, NEW JERSEY, BLOCK 5030, LOT 67, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1). (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

Councilman Carrino queried if the purchase prices in Ordinances 6-F-h through 6-F-1 are in excess of the assessments.

The City Clerk replied all of the assessments are less than the purchase prices.

6-F-m.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO E. I. DU PONT DE NEMOURS AND COMPANY TO CONSTRUCT AND MAINTAIN 3 - 4" DIAMETER PVC CONDUITS AND 2 - 8" DIAMETER SLEEVE FOR WATER AND STEAM ALL WITHIN A UTILITY CONDUIT EASEMENT 3' - 5" WIDE CROSSING MILLER STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND SECTION 1 OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" ADOPTED NOVEMBER 22, 1966 (6-S & F-k) AND AMENDMENTS THERETO. (TO ADJUST SALARY RANGE FOR ASSISTANT CHIEF LICENSE INSPECTOR AS PER CONTRACT AGREEMENT)

(Assistant Chief License
Inspector \$10,045. - \$12,209.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-bi) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO, AMENDED. (TO ADJUST SALARIES AS PER CONTRACT AGREEMENT)

(Assistant Chief Water Service
Inspector \$10,045. - \$12,209.)

Chief Water Service Inspector 11,628. - 14,133.

Water Service Inspector 8,677. - 10,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-u) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARY FOR ASSISTANT MUNICIPAL SUPERINTENDENT OF WEIGHTS AND MEASURES AS PER CONTRACT AGREEMENT)

(Assistant Municipal Superintendent
of Weights and Measures \$8,677. - \$10,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

A motion to consider Item 8-b on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-q.

The City Clerk read AN ORDINANCE DECLARING THE AGGREGATE AMOUNT OF \$671,767.74 OF THE PROCEEDS OF BONDS HERETOFORE ISSUED ARE NOT NECESSARY FOR THE PURPOSES FOR WHICH THEY WERE ISSUED AND APPROPRIATING SUCH AMOUNT TO FINANCE THE COST OF OTHER BONDABLE IMPROVEMENTS OF THE CITY OF NEWARK, NEW JERSEY, HERETOFORE AUTHORIZED AND TO CANCEL UNUSED AND UNNECESSARY AUTHORIZATIONS TO ISSUE BONDS FOR SUCH IMPROVEMENTS IN THE AMOUNT OF \$1,264,111.31 APPROPRIATING \$36,706.21 OF CAPITAL IMPROVEMENT FUND MONEYS NOT REQUIRED FOR THE PURPOSES APPROPRIATED TO THE CAPITAL IMPROVEMENT FUND AND APPROPRIATING \$24,919.69 OF DOWN PAYMENTS APPROPRIATED AND NOT REQUIRED FOR THE PURPOSES APPROPRIATED TO CAPITAL SURPLUS.

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 29, 1976.

A motion to consider Item 8-f on this Calendar under "Ordinances on First Reading" was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-r.

The City Clerk read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR. (SCHEDULE (B))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

A motion to consider Item 8-g on this Calendar under "Ordinances on First Reading" was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-s.

The City Clerk read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR. (SCHEDULE (B))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

A motion to consider Item 8-h on this Calendar under "Ordinances on First Reading" was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-t.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(C) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND RESIDENTS FOR COMMUNITY ACTION, INC., FOR PREMISES COMMONLY KNOWN AS 195 BLOOMFIELD AVENUE (10,658 SQUARE FEET) FOR THE SUM OF \$1.00 PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF TWO YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 5, 1977.

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A motion to consider Item 8-1 on this Calendar under "Ordinances on First Reading" was made by Councilman Allen, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-u.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREOF," ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR COURT ADMINISTRATOR)

(Court Administrator \$19,887. - \$24,172.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject this ordinance was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Carrino declared this is another example of a Federal Program that has come in, has run its course and now Administration wants to include this program and these jobs in the City Budget. If they set a precedent, every time a Federal Program runs out, more people would be put on the City payroll and everyone at the end of the totum pole laid off, about 400 people.

Councilman Allen remarked the reason this ordinance came before the Council tonight is because a colleague requested it. He is not voting on this ordinance until it comes through the proper procedure.

Councilman James stated he is voting against this ordinance because the gentleman in this position is an out-of-towner and if they create this position, they will have a nonresident filling this position and serving the City of Newark with 367,000 people, and a 40% unemployment rate. If they are going to create a position and fill it at this time, the person should come from the City of Newark. Councilman James noted when the Council interviewed the Court Administrator, the question was posed to him if he would move to Newark, like to live in Newark, the gentleman jumped up and emphatically said, "I would never move to Newark. I would never live in Newark." Councilman James declared if he is not willing to live in the City of Newark and he believes Newark is a horrible place to live, then it would be an act of hypocrisy for this Council to create a position for him, to take the money out of Newark to suburbia.

Councilman Martinez recalled conversation yesterday with Business Administrator Walls when the Council asked him if he wanted a Court Administrator, an Assistant Court Administrator and a Chief Counsellor to be retained in these positions

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because the funds expire December 31, 1976. The Business Administrator indicated the position of Court Administrator would be picked up by the City and the other two positions would be picked up by Public Works. Councilman Martinez said he told the Business Administrator the Council would not go for it because they do not want to see a tax increase. He is glad to see the Council reacting the way they are at this particular time.

Councilman Tucker noted he raised the question with the individual about living in Newark and he indicated he has no intention of moving to Newark nor does he have a basic desire to move to the City of Newark. Councilman Tucker said he is concerned there is a need for the position but he is very much aware if they are going to create this position, why should the taxpayers of the City of Newark pay for someone who has no intention of paying taxes in the City of Newark. If they are going to deal with someone who does not live in the City of Newark and there is a clear need for the individual's services, if not him, then someone else, then those particular funds should be made available from Federal Funds which the City has in abundance. Councilman Tucker said he does not believe the taxpayers of the City of Newark should pay for someone to work as a Court Administrator, work with the organizational development of the courts, who does not live in the City of Newark, and has no intention of moving to Newark. He thinks that kind of arrogance gives an indication of the kind of planning and operational responsibility that the individual would bring to the courts. Councilman Tucker reiterated if the courts need this individual, Federal Funds can be made available and he hopes they will find someone who will live in the City of Newark and if he does not live in the City of Newark, would make a commitment to move to the City of Newark.

The motion to reject this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND SECTION 6 (d) OF AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING A NEWARK CITIZENS ADVISORY BOARD TO THE CITY OF NEWARK COMMUNITY DEVELOPMENT ADMINISTRATION," ADOPTED MAY 1, 1974 (6-S & F-n).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That an ordinance entitled, "An ordinance creating a Newark Citizens Advisory Board to the City of Newark Community Development Administration", adopted May 1, 1974 (6S & FN) is amended by adding the following paragraph:

Section 6(d). The Members of the Citizens Advisory Board shall serve for a one year period from the date of confirmation by the Municipal Council.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above provision which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S & F-b.

The City Clerk read AN ORDINANCE ESTABLISHING A PROGRAM AUDIT AND EVALUATION TEAM TO MONITOR AND EVALUATE THE ADMINISTRATIVE AND FISCAL FUNCTIONS OF CITY GOVERNMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor October 13, 1976)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Carrino.

622 Councilman Carrino stated the Council has recently been apprised of discrepancies within the SPEDY Program. During the course of several audits received on Federal Programs, the Council was notified by the Auditors there are discrepancies in the programs. He thinks again the Council, the Governing Body of the City of Newark, is missing the boat by not placing this function in the City Council so they can get a foothold on these programs, and until the Governing Body is able to have independent auditors look into these programs, they are going to be just as irresponsible for those programs which they vote on.

The motion to defer action on this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris, on behalf of the Municipal Council, extended Holiday Greetings to the residents and employees of the City of Newark.

HEARINGS OF CITIZENS.

6-HC-a.

MR. GEORGE WILSON, PRESIDENT, NORTH WARD PROPERTY OWNERS ASSOCIATION, 570 RIDGE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council. He supported the residency requirements in the City of Newark. Mr. Wilson commented on the action by the Council relative to the moratorium on revaluation and asked what steps the Council is taking to face the forthcoming end of the moratorium on revaluation to offset coming disaster. Mr. Wilson stressed the need for a Performance Audit Team in the City of Newark and urged the Municipal Council to reconsider its position to establish a Program Audit and Evaluation Team. Mr. Wilson also spoke on Resolution 7-R-bt on this Calendar, giving consent to To-Sault Renewal and Redevelopment Corporation-No. 1 to transfer tax abatement to Georgia King Associates. He asked if To-Sault Renewal and Redevelopment Corporation-No. 1 is bankrupt, and if so, how they went bankrupt.

Councilman Tucker responded To-Sault (Resolution 7-R-bt) and Prudential Gateway (Resolution 7-R-cu) are the same situation, transferring tax abatement from one corporation to another corporation. The original design and tenancy are not changed. They are talking about a management change. If there is a management change, the tax abatement granted by the City to one corporation is transferred to another corporation with the same provisos that applied the first time. There will be no loss to the City in relation to income. They are talking about a fiscal change, a change in management responsibility, similar to the Gateway matter on this Calendar. To-Sault Renewal and

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Redevelopment Corporation-No. 1 is still the developer.

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Councilman Tucker stated regarding the revaluation, the moratorium will run out about January 15, 1976. The Council has communicated with one of the representatives of the State Senate who understands their posture. The appeal which went all the way to the State Supreme Court, came back and the State Supreme Court said to the individuals involved they were interested in dismissing the complaint, which means the court would not rule on the matter. The attorneys of record, who are the Corporation Counsel and the attorneys representing the Council Members who sought attorneys, agreed with the judgment of the court. A representative from the Attorney General's Office sent a brief to the court requesting the State Supreme Court make a ruling. The State Supreme Court has not made a ruling as yet, except that Chief Justice Hughes has communicated with the Council that they are amenable to dismissing the complaint. In effect, it still rests with the State Supreme Court in relation to the contempt citation. Although the moratorium on the revaluation will run out, the State Supreme Court will probably maintain jurisdiction on it until they make a decision. Attorneys for the Council Members have informed them they are still to a certain degree "in limbo."

Councilman Tucker continued Representatives of the State Senate expressed concern that they intend to introduce added legislation which is payment in lieu of taxation, which came out of a Task Force instituted by the Council and Administration as an alternative; and until the State Senate has an opportunity to relate to payment in lieu of taxation, the moratorium should continue. That is their tentative posture. Councilman Tucker added there is a political question and there is a legal question. The political question is being addressed by the representatives of the State Senate and the legal question is being addressed by the New Jersey State Supreme Court. Councilman Tucker hoped that possibly by the first week in January they can sit down and go over each point. He reiterated at this point and time they are still in a tenuous position in relation to revaluation.

Councilman Tucker said the attorney for To-Sault Renewal and Redevelopment Corporation and the developer were in the audience and could give more backup information on this matter. The Council received a communication from them this evening indicating the amount of revenues the City will hopefully receive under the old tax abatement plan.

Councilman James said he would not speak on the tax abatement matter. However, he indicated, personally speaking, if the moratorium ends and if no report is received from the State Legislative Body relative to payment to the City in lieu of taxes, as

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one of the five Councilmen who will go to jail, he would say tonight and will continue to remain firm in his position, that he would rather go to jail than vote for any re-valuation, at this time, when Newark has a high confiscatory property tax rate, at \$10. per \$100. valuation of property. Councilman James declared it is ridiculous and he would hope the mechanics which Councilman Tucker made known surface to fruition. As one of the five, he will continue to remain adamant and will continue to say to the court that he would rather go to jail permanently than vote this injustice upon the citizens of the City of Newark.

6-HC-b.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, again spoke in opposition to granting tax abatement. He stressed his concern for the City of Newark, its residents and his investment in Newark. Mr. Murnick suggested asking the Mayor's Policy and Development Office and the Newark Rehabilitation and Housing Authority to give ideas about alternatives to granting tax abatements. He queried if there is such a great need for housing in Newark, why the housing projects are advertising for tenants. Mr. Murnick felt the New Yorkers should pay a head tax. He maintained the biggest problems in Newark are abandonment of properties and lack of rehabilitation. Mr. Murnick recommended lobbying in Trenton to give tax credit to one and two family homeowners for improvements on their property. Trenton gives the Council this authority.

Councilman Allen hoped he could develop the Bergen Street, Avon Avenue and Belmont Avenue area in the Central Ward and the people could live there free, but he could not do that. He declared the Housing Authority ripped off the City fifteen to twenty years ago. In order to develop housing, the developers must be granted tax abatement.

Councilman James felt Mr. Murnick's suggestion regarding tax abatement was a wholesome suggestion. Most of the monies coming back to various cities are used for reducing taxes. All agreed property owners are overburdened, the question is legitimate and it would take some enabling legislation in Trenton. Councilman James called attention there is one program which closely relates to what Mr. Murnick stated, the North and South Wards Urban Redevelopment Task Force. There is a rebate if a homeowner wants to spend \$4,000. to improve his property, and the City will also add 25% additional monies in order to assist in paying the bills. Newark Housing and Rehabilitation Corporation Executive Director Massaro indicated only 16 citizens in the South Ward and only 38 in the North Ward have taken advantage of this program. People do not want to improve their homes now because of fear of revaluation.

Councilman James continued the public should be aware of some action by this

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Council geared to help Newark citizens. The Council passed a bill which states anyone who repairs his house up to \$4,000. will receive no tax increase for five years. He hopes the citizens of Newark understand this Council has already set up a program to help them make repairs on their homes, and citizens are still reluctant. Within the next \$25 million HCDA package, they hope to expand the areas in which the citizens can utilize this program and he hopes more citizens will take advantage of it. Councilman James declared this Council has been the most diligent, sensitive and hard working Council trying to come up with proposals to put money back in the pockets of the homeowners.

Councilman Tucker agreed with Mr. Murnick's premise relative to tax abatement. He suggested Mr. Murnick check his figures. When talking about educational services, they are basically dealing with reimbursement. The appropriate figure the Board of Education deals with comes to approximately 75%, which means \$1,500. to educate a child, and 25% being borne by the taxpayers of the City of Newark. Councilman Tucker related the Council has been in communication with representatives of the U. S. Department of Housing and Urban Development in relation to F.H.A. The primary concern of the Council in that regard is dealing with tax abatement, attempting to increase payment in lieu amount the City is currently receiving. A public hearing on tax abatement will be held the last week in January or the first week in February. By that time they will be getting testimony from experts and lay people.

6-HC-c.

MR. ADOLPH BOBBITT, 64 ELM STREET, NEWARK, NEW JERSEY, addressed the Municipal Council regarding "Homestead Form Printed for Hispanics." He proposed a swimming pool for people in the East Ward.

Councilman Martinez related the State forwarded to the City the Homestead Forms printed in Spanish which were delivered to some people. He held community meetings explaining this form. Even though the deadline is over, he is certain the Tax Assessor's Office will make these forms available. Councilman Martinez stated regarding the proposed swimming pool in the East Ward, they are trying to reach out for Federal Funds. He spoke to MPDO Executive Director Dennison about this matter and he indicated they will not be able to entertain this proposal in this year's funding. They will review the proposal and hopefully include it in the following year's funding. There is community support for a pool in this area. Councilman Martinez recalled last year a portable swimming pool was set up in the Miller Street area and it was totally destroyed within 48 hours.

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6-HC-d.

MR. PHILIP R. MARCUS, CHAIRMAN, BOARD OF ACCOUNTS, SUBCOMMITTEE OF ADHOC

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COMMITTEE, 555 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated last month the Board of Education voted to eliminate 427 positions from their table of organization. His subcommittee looked into the accounts to avoid these massive layoffs. There is \$358,700. in the Restricted Funds Account laying dormant. These monies were derived from sale of property owned by the Board of Education. On Monday night, the full AdHoc Committee voted to request the Board of Education to adopt a resolution requesting the Board of School Estimate to release these funds from the Restricted Funds Account. Last night the AdHoc Committee presented their findings to the Board of Education, and it is anticipated the Board of Education will adopt a resolution at the next public meeting December 28 requesting the Board of School Estimate to release \$358,700. from the Restricted Funds Account. Mr. Marcus declared there is a need for these positions. Children should not be deprived of educational services.

Upon question posed by Councilman Martinez, Mr. Marcus replied he understands the properties sold are located around the St. Peter's Orphanage area.

Councilman Tucker asserted if these funds were made available, it would only avert the need of a possible layoff for one year, it will be a recurring cost, which means at the end of next year the Council will have to appropriate more money to make up the deficit. Councilman Tucker said he joined with representatives of the Board last year to try to increase the amount of funds going to the Board of Education. When it came down to the taxpayers, some supported the increase of funds and some opposed it. Councilman Tucker contended the increase of money to the Board of Education has no relation to the quality of education the children are receiving. Fighting on this whole issue, the Council was able to increase the amount of appropriation. Subsequent to taking this action, the Council met with representatives of the Board of Education and various unions. There were no funds available to deal with any possible consideration for salary increments. It was addressed to the Council that if the Board of Education approved those salary increments, it would mean an automatic layoff and it was again purported to the Council that the unions were made aware of the fact that if they received salary increments, it would automatically create a layoff situation because the amount of money the State and City made available for educational purposes was not enough. If that is true and funds can be made available this year, the possibility of getting funds next year is bleak. The taxpayers are asking, "If you want to get an increase and you know full well it will create a layoff, why should Newark taxpayers pay that bill?"

Mr. Marcus reiterated this money is laying dormant now and should be used for

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the betterment of the children of Newark.

Councilman Carrino asked how much money the Board of Education is short at this point. He has heard different figures.

Mr. Marcus replied about \$5.6 million. Executive Superintendent of Schools Taylor indicated he could use another \$4 million. When this matter was brought up at the subcommittee meeting, Executive Superintendent of Schools Taylor's assistant came up with figures of \$4.1 million for salaries and \$1.5 million for nonsalaried expenses. Mr. Taylor promised an answer for last night, but hopes to have an answer at the Finance Committee Hearing December 23, 1976.

Councilman Carrino stated the Board of Education is operating with approximately \$2 million less than they did last year, which means they are spending over \$3 million more than they spent last year. The City of Newark cut down \$17 million and had to spend within those limits. Councilman Carrino asked how many employees the Board of Education hired since July who do not come under the instructional or classified staffs. It seems the front line of defense in the Board of Education is the instructional staff and people who supply services in the schools. Councilman Carrino contended every time a person is laid off in that area, the next day two people are appointed at \$26,000. The Board of Education has to start showing responsibility to the people of the City of Newark. It seems things keep getting worse and worse, and the Board of Education is spending more and more money. Money is not the answer; there must be something lacking other than money. Councilman Carrino said he does not hold Mr. Taylor responsible for all the shortcomings, but under the law, Mr. Taylor is the responsible person.

Councilman James stated Mr. Carl Dawson, President of the Board of Education, indicated this morning on a question of the Board of Education to run the schools, the Council's job was to provide money and there seems to be some political interference. He concurs with Mr. Dawson's remarks. Councilman James said he is limiting his remarks to funding the Board of Education and allowing them to set policies and allowing administrators to run the school system. He also concurred in Mr. Dawson's remarks that if the Municipal Council has any ideas to solve problems, they would be welcomed.

Councilman James asserted there are two things wrong with Mr. Marcus' request. There is a Newark Board of Education proposed budget modification, 1976-1977, to which this committee would be addressing itself. This proposal clearly states the Board of Education has a \$5.1 need for reduction. Councilman James queried if it is documented the need is for \$5.1 million, what would the \$358,000. do? It is very little. He concurred with the Council Members that no one seems to know the fiscal

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state of the Board of Education, how much money they still have, how much moneys have not been spent and how much money in accounts for positions which have not been filled. It would stand to reason, prior to talking about additional monies, the Board of Education should submit to an audit to establish how much money they have. The Council has the right to provide moneys to the Board of Education, and they did. If the Council provides insufficient funds, the law states the Board of Education can appeal that decision. To his knowledge, the Board of Education did not appeal the moneys provided to them. If this committee was speaking for the Board of Education, Councilman James, as a Member of the Board of School Estimate, felt the first action Mr. Marcus should take is to go back to the Board of Education and get a vote asking for additional funds. Councilman James reiterated the Board of Education did not appeal to the State Commissioner of Education for additional moneys.

President Harris recalled in September, 1974, Board of Education Bell and Executive Superintendent of Schools Taylor came to the Municipal Council with an emergency request for \$2.3 million for fuel and supplies which would run out before the end of the year. The Council approved this request. However, the Division of Local Government Services rejected this appropriation. Shortly after that, Mr. Taylor and Members of the Board of Education found \$2.2 million to buy what was needed. In 1975, the Board of Education again requested additional funds for its 1975-1976 Budget. The Council held the budget at the level of the previous year. In August, the Accounting Firm of Touche Ross and Company, which was conducting an audit of the Board of Education, discovered \$8.4 million in operating funds. This surplus became available because of an unexpected increase of \$5.3 million in State Aid, and a surplus of \$3.1 million in the Board of Education's Budget, resulting from a job freeze and holdover of supplies.

President Harris pointed out the Federal Public Works Funds are a "one shot" deal and he cannot honestly predict whether they will be forthcoming next year. In addition, Administration indicated they are in the process of preparing the 1977 Municipal Budget, which will be presented to the Council January 15, 1977. Business Administrator Walls met with the Council yesterday and told the Council that Administration has not yet determined where the funds will be used, and they do not plan to do so until additional budget hearings are held.

President Harris declared the Council is responsible for the welfare of nearly 375,000 persons who live in the City of Newark and when they enact a budget, they must consider the property owners and tenants who pay the freight. We all want to make

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Newark a better place in which to live, but we must also work to keep the tax rate down. President Harris added unfortunately the law states the Board of Education can spend the money as they see fit. He maintained the Board of Education should have a line item budget.

6-HC-e.

MR. ARTHUR ROSA, CHAIRMAN, SUBCOMMITTEE OF ADHOC COMMITTEE, 54 BARBARA

STREET, NEWARK, NEW JERSEY, stated he and Mr. Marcus are appearing before the Council as concerned citizens, seeking a remedy to a solution that should have been long forthcoming. Money is not the answer to everything. The Board of Education Budget has not increased within the past few years, yet they are expected to keep up with increased costs, salaries, fringe benefits, insurance, supplies, etc. The Subcommittee of AdHoc Committee has tried to look into the areas where they can save money, and have come up with an alternative. They have identified within the Board accounts over \$1,821,636., for which they need Council support. They came here tonight, in addition to requesting the Council to help them with these moneys they have identified, to earmark a portion of the expected \$5 million from Federal Funds to use these moneys to rehire School Crossing Guards. The Board of Education absorbed these School Crossing Guards, which cost the Board of Education an additional \$651,759. The Ironbound area has three of the most active recreational areas in the state and they would lose recreational teachers. This committee has identified in life and health alone a saving of \$700,000. Maybe the Board of Education administrators are being too highly paid, but this is not the function of this committee.

Councilman Allen recalled in 1974, and again in 1975, the School Crossing Guards were laid off and the Council found ways and means to bring them back. He declared the Council votes on funds for the Board of Education, but the Board of Education can spend it the way they want. The Board of Education should have a line item budget. Councilman Allen felt this committee is doing a good job.

Councilman Bottone commended the committee for the job they are doing, because they are opening eyes in the City and "Pandora's box." They continuously talk about School Crossing Guards, Guidance Teachers and Recreation Teachers, the lower echelon in the Board of Education. The executives are stepping over one another. These people do not educate the children but they are receiving high salaries. Someone in a high position may have to be removed because he is not doing his job.

Mr. Rosa explained this committee was formed mainly to avert immediate emergency. Although this committee itself has long range plans, right now they do not have the power to look at top power administrators, or to investigate. Their long range plan will be to solve the overall needs, as pointed out by Councilman Tucker. Although the

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system is not perfect, there is room for improvement and he will continue to look into areas that he has been looking into along with other Members of the Board of Education. Mr. Rosa added several years ago the Board of Education had a \$9 million budget more than it is today, yet they are expected to keep up the same system even though there are increased costs.

Mr. Rosa continued he too is concerned about tax abatement. They are presenting a proposal to the Municipal Council which will not cost the City any additional money, and will not increase the tax rate. They are saying to absorb these 144 positions, School Crossing Guards, from Federal Funds, take them for six months and then come back and reimburse the City for the other six months, or reimburse the Board of Education for the other six months, and this immediate problem would be solved and they will have at least another six months to solve the overall problem and come up with a solution. Mr. Rosa added this committee is only three weeks old and he thinks finding \$1.8 million and another \$700,000. in savings is more than many committees have come up with in recent years.

Councilman Carrino said no one is criticizing this committee. The Municipal Council is more frustrated than Mr. Rosa because they see what is happening. The Council cannot go to Mr. Taylor and tell him to use the \$1.8 million. If he does not want to use the \$1.8 million, the Council cannot do anything about it.

Mr. Rosa interjected they presented this proposal to the Board of Education yesterday and it will be heard in the Finance Committee. They are here, among other things, to request the release of the Restricted Funds, which will require the approval of the Board of School Estimate.

Councilman Carrino called attention there are guidelines how the \$2.7 million Public Works Funds, which the City is receiving, can be spent.

Mr. Rosa related they have checked with the Finance Director and several City officials, and they have indicated the possibility is very good to use these funds for the School Crossing Guards. Administration promised to look into this matter further, and they will approach the Municipal Council if the committee presents their proposal to the Municipal Council. Mr. Rosa added they have also presented their proposal to the Newark Board of Education. He urged the Council to follow up this proposal.

Councilman Carrino felt it is incumbent upon this committee to sit down with Administration and the Board of Education and start looking into the fact how many children attending Newark Schools do not live in Newark. He declared it is inconceivable that there should be more children in Newark Schools since the City lost 12,000 homes

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within the last two years. It is costing the City \$2,000. a year to educate each child from out of the City of Newark. Councilman queried how the Board of Education, with one insurance policy, can find \$700,000. difference in the amount one company would charge the Board of Education compared with what another insurance company would charge. Where is the discrepancy of \$700,000. in one Board of Education insurance policy?

Mr. Rosa responded he has been pressing this issue for several months, presented the matter to the Board Members. A committee was formed to look into this matter. Mr. Rosa added the Board of Education has had the same carrier for the past twenty years.

Councilman Giuliano agreed with Councilman Carrino there are many existing problems in the Board of Education. He commended the committee for the job they are doing. Councilman Giuliano assured the Council will always vote in the best interest of the children of the City of Newark.

Councilman James contended Mr. Rosa's opening statement that perhaps the Council has not shown sensitivity does not hold water because Mr. Rosa could imagine how he felt, as a Member of the Council, when he voted against the present budget and stated, for the record, there were insufficient funds. The Board of Education voted they had sufficient funds, and he finds it hard to believe that the Council becomes the "whipping board" when the Board of Education and the Mayor voted they had sufficient funds. Councilman James said he would be the first to say \$5 - \$6 million is not available for the Board of Education to stop the proposed layoffs. He believed an audit is necessary. As this committee stands before the Council stating they have been able to find money, then everyone should pose the question, "How much more money can be found if the committee was expanded and if we had more time?" Before they can talk intelligently how much is needed, where the moneys are is the first responsibility. The question of releasing \$358,000. Restricted Funds does not address itself to the problem. The speaker indicated the reason they are here tonight is to ask the Council to support the release of this money.

Councilman James asserted there is no need for Mr. Marcus and Mr. Rosa to be here tonight because the Board of School Estimate consists of two Council Members, two Board of Education Members and the Mayor, and if the two Board of Education Members did not vote for it and the Mayor did not vote for it, then there is no need for this Council to vote for it. There is no need to ask any Member of this Council to take any action, and with two Board of Education Members and the Mayor voting in the affirmative, what they are asking the Council for can be achieved.

Councilman James declared it is a misnomer and an incorrect statement that

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this Council can pick up the School Crossing Guards. The Council went that ground. The funds were expended and this Council put the School Crossing Guards on the City payroll. How did they become property of the Board of Education? They were in the Police Department and every time there was a layoff, the Police Director said they would be the first to be laid off because they do not serve a police function and do not carry guns. If School Crossing Guards are put in the Police Department Budget and there is a cut in the Police Department, they will be out tomorrow. It was the Board of Education who voted, at the request of the Mayor, to take the School Crossing Guards because they would become high priority in the Board of Education. Now the Municipal Council is being asked to take them back. The Board of Education voted unanimously to accept them.

Councilman James continued as a Council Member and Board of School Estimate Member for six years, there is justification if prior records were bad, continuous abuses, former Board of Education Secretary Hess said he could find \$3 million, if the Board of Education asked for fuel money and did not need it, if Mr. Wilbur Parker said he had an additional \$1.8 million, how could they be angry at this Council just because they are asking this body for more money, they should give it to them, then the Council would be irresponsible. Councilman James asked, "Is there a need? Where are there existing moneys and how are they to be spent?"

Councilman Martinez said he was happy to hear Messrs. Marcus and Rosa express their concern. He recalled when he became a Councilman, Dr. Ashby came before the Council pleading for \$2 million. The Council gave them an emergency appropriation of \$2 million. The Division of Local Government Services disapproved this money and the Board of Education found the money. Now the Board of Education has \$1.8 million. Councilman Martinez declared in 1965, when the total budget of the Board of Education was \$25 million, the Newark School System was No. 1. In 1976 the Newark School System is being referred to as next to the worst school system. Newark does not have the level of education desired in the school system. Obnoxious salaries are being paid to Board of Education executives and taking away education of the children. Councilman Martinez commended the Subcommittee of AdHoc Committee for the job they are doing. He assured the Council will assist them and will scrutinize all Board of Education requests.

Councilman Tucker was not totally in agreement with this committee. He suggested they get a copy of the discussion when the Council dealt with the 1976 Board of Education Budget. There was a tremendous amount of debate on this issue. Councilman

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Tucker agreed the Council is consistently cutting the Board of Education Budget. They did cut the budget last year and the Director of Local Government Services let them put the money back. The Board of Education did receive less in 1976 than in 1975.

Councilman Tucker related the Council transferred fiscal problems in relation to the School Crossing Guards to the Board of Education. They were picked up for six months out of Federal Funds (CETA). It was the Council's concern that the School Crossing Guards be maintained, but it was not the position of the Police Director to maintain them within the Police Department Budget. Now the Board of Education is feeling the results of it and saying the City owes them \$700,000.

Councilman Tucker raised the point dealing with audits. He recalled the last audit that the Governor was concerned with and utilized Newark as a political toy. The net results of the in-depth audit of the Board of Education, they were not able to prove anyone stole any money. They were able to catch up with the recommendation to eliminate the computer station, already made by the Board of Education. Councilman Tucker qualified the audit of the Board of Education is going to reveal one factor, whether or not they spent the money the way they said they were going to spend it. It will not change the internal operation of the Board of Education. That clearly is Mr. Rosa's responsibility and the other Members of the Board of Education.

Councilman Tucker continued he is concerned because he remembers the interaction and the hiatus of the strike, meeting with Mr. Rosa and other Members of the Board of Education, and no one responded. Councilman Tucker asked when it became known people were going to get raises and there would be a layoff, if this was explained to the members of the unions when they were asking for raises. He was of the opinion it was explained to them.

Mr. Rosa responded it was explained to the representatives of the unions. He was not part of the negotiating team.

Councilman Tucker asked how much of the current deficit is the result of those union negotiations.

Mr. Rosa replied about \$800,000.

Councilman Tucker declared he finds it difficult to understand if this was explained and known at that point and time, when it came time for the layoffs, the Police Department was asked for recapitulation to try to save the other policemen, and they said "no." They took the raise. Councilman Tucker opined if they make that conscious decision that they want their raise, that the taxpayers of Newark should not have to partake in that decision. Why should taxpayers of the City of Newark pick up

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that responsibility? Councilman Tucker acknowledged the fact that all is not necessarily right with the Board of Education. He is not of the opinion that additional moneys go directly to the Board of Education, not unless there are some radical changes in relation to what they do with the money and they can insure that Newark children will be educated. When he talks about education, support or lack of support in relation to the Board of Education Budget, his child is affected by that. He is aware of what is happening at the Board of Education and he is not appreciative of that fact, but is hopeful that it will be straightened out. If people make conscious determination to seek raises and they make determination that their fellow employees be laid off, he thinks they should get their wish and he is not about to vote to make up the difference in relation to their raises.

President Harris concluded by joining his colleagues in the sentiments expressed by them and congratulated Mr. Rosa and Mr. Marcus and others who are doing a job trying to solve a problem. President Harris felt it is heartwarming to see Mr. Rosa is going to be the watchdog, to watch Mr. Taylor and other members of his staff, his expenditures, etc. President Harris contended Mr. Taylor, the Executive Superintendent of the School System, is doing a lousy job, has been very wasteful and extravagant and there needs to be a good hard look by the Board of Education.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 86 BRUNSWICK STREET, BLOCK 2811, LOT 1, 23 MURRAY STREET, BLOCK 2811, LOT 3, 20 ASTOR STREET, BLOCK 2803, LOT 1, 22 ASTOR STREET, BLOCK 2803, LOT 2, 24 ASTOR STREET, BLOCK 2803, LOT 3, 26 ASTOR STREET, BLOCK 2803, LOT 4, 28 ASTOR STREET, BLOCK 2803, LOT 5, 28½ ASTOR STREET, BLOCK 2803, LOT 65, 25-27 ASTOR STREET, BLOCK 2811, LOTS 14 AND 15, 46 ASTOR STREET, BLOCK 2808, LOT 14, 50 ASTOR STREET, BLOCK 2808, LOT 16, 50A ASTOR STREET, BLOCK 2808, LOT 17, 52 ASTOR STREET, BLOCK 2808, LOT 18, 108-110 PENNSYLVANIA AVENUE (68-70 ASTOR STREET), BLOCK 2808, LOT 25, 83 BRUNSWICK STREET, BLOCK 2819, LOT 17, 85 BRUNSWICK STREET, BLOCK 2819, LOT 17, 25-31 MURRAY STREET, BLOCK 2811, LOTS 4, 5, 6 AND 7, 33 MURRAY STREET, BLOCK 2811, LOT 8, 19 ASTOR STREET, BLOCK 2811, LOT 18, 54 ASTOR STREET, BLOCK 2808, LOT 19, 60-62 ASTOR STREET, BLOCK 2808, LOTS 21 AND 22, 64 ASTOR STREET, BLOCK 2808, LOT 23 AND 66 ASTOR STREET, BLOCK 2808, LOT 24; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

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(Business Administrator Walls, Newark Housing and Rehabilitation Corporation Executive Director Thomas Massaro, Newark Economic Development Corporation Deputy Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark Redevelopment and Housing Authority Planning and Project Execution Chief George Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council December 7, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-b.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 318 BELMONT AVENUE, BLOCK 2665, LOT 7, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Newark Housing and Rehabilitation Corporation Executive Director Thomas Massaro, Newark Economic Development Corporation Deputy Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark Redevelopment and Housing Authority Planning and Project Execution Chief George Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council December 7, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Ciuliano.

7-R-c.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 51 ASTOR STREET, BLOCK 2812, LOT 20, 53 ASTOR STREET, BLOCK 2812, LOT 19, 57 ASTOR STREET, BLOCK 2812, LOT 38, 59 ASTOR STREET, BLOCK 2812, LOT 37, 61 ASTOR STREET, BLOCK 2812, LOT 17, 63 ASTOR STREET, BLOCK 2812, LOT 16, 65 ASTOR STREET, BLOCK 2812, LOT 15, 67 ASTOR STREET, BLOCK 2812, LOT 14, 69 ASTOR STREET, BLOCK 2812, LOT 13, 37 MURRAY STREET, BLOCK 2812, LOT 29, 39 MURRAY STREET, BLOCK 2812, LOT 29, 41 MURRAY STREET, BLOCK 2812, LOT 29, 45

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MURRAY STREET, BLOCK 2812, LOT 31 AND 47 MURRAY STREET, BLOCK 2812, LOT 32, AUTHORIZING
ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME
UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Newark Housing and Rehabilitation Corporation
Executive Director Thomas Massaro, Newark Economic Development Corporation Deputy
Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark
Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark
Redevelopment and Housing Authority Planning and Project Execution Chief George
Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council
December 7, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-d.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 77 BLEEKER STREET,
BLOCK 39, LOT 45, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF
FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Newark Housing and Rehabilitation Corporation
Executive Director Thomas Massaro, Newark Economic Development Corporation Deputy
Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark
Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark
Redevelopment and Housing Authority Planning and Project Execution Chief George
Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council
December 7, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

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7-R-e.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 393-395 BELMONT AVENUE, BLOCK 2675, LOTS 41 AND 42, 85 HILLSIDE AVENUE, BLOCK 2675, LOT 27, 87 HILLSIDE AVENUE, BLOCK 2675, LOT 28, 416-422 BELMONT AVENUE, BLOCK 2693, LOTS 7 AND 8, 428-432 BELMONT AVENUE, BLOCK 2693, LOTS 13, 14 AND 15, AND 114 RIDGEWOOD AVENUE, BLOCK 2693, LOT 50, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Newark Housing and Rehabilitation Corporation
Executive Director Thomas Massaro, Newark Economic Development Corporation Deputy
Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark
Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark
Redevelopment and Housing Authority Planning and Project Execution Chief George
Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council
December 7, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-f.

RESOLUTION RATIFYING CONTRACT WITH ROBERT TREAT HOTEL, ONLY RESPONSIBLE BIDDER, FOR PROVISION OF FACILITIES, FOOD AND SERVICES FOR THE FIFTH ANNUAL NEWARK COMPREHENSIVE HEALTH PLANNING CONFERENCE, THURSDAY, DECEMBER 2, 1976, IN ACCORDANCE WITH ITS BID AND SPECIFICATIONS, FOR \$3,840. (CONFERENCE DOOR RECEIPTS-\$1,000., DEPARTMENT OF HEALTH AND WELFARE-\$2,840.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani.

No: President Harris.

7-R-g.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 31-33 LINCOLN PARK, BLOCK 119, LOT 25, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

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(Business Administrator Walls, Newark Housing and Rehabilitation Corporation
Executive Director Thomas Massaro, Newark Housing and Rehabilitation Corporation
Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark
Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark
Redevelopment and Housing Authority Planning and Project Execution Chief George
Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council
December 7, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-h.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY KNOWN AS 776-778
FRELINGHUYSEN AVENUE, BLOCK 3779, LOT 68, AUTHORIZING ADVERTISING AND SETTING RETURN
DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Newark Housing and Rehabilitation Corporation
Executive Director Thomas Massaro, Newark Economic Development Corporation Deputy
Executive Director Alfred Faiella, Real Estate Officer Dante Milano, Newark
Redevelopment and Housing Authority Executive Counsel Ferdinand J. Biunno, Newark
Redevelopment and Housing Authority Planning and Project Execution Chief George
Chranewycz and The Aspen Group, Inc. President Sanford Gallanter met with the Council
December 7, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-i.

RESOLUTION AMENDING RESOLUTION 7-R-b, JULY 20, 1976, "RESOLUTION AUTHORIZING
MAYOR TO ACCEPT \$26,819. FROM AND ENTER INTO AN AGREEMENT WITH THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS FOR PURPOSE OF OPERATING A SUMMER YOUTH PROGRAM FOR
DISADVANTAGED YOUTH BETWEEN AGES 14-21 YEARS, BEGINNING JULY 20, 1976 AND EXTENDING
TO SEPTEMBER 15, 1976," BY CHANGING THE EFFECTIVE DATE OF GRANT AWARD AND CONTRACT TO
JULY 1, 1976; FURTHER RATIFYING THE GRANT AGREEMENT FOR PERIOD JULY 1, 1976 TO JULY 20,
1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

EMERGENCY RESOLUTION APPROPRIATING \$225,112., DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, SERVICES BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATIONS UNIT CENTREX-\$173,682., HEAT, LIGHT AND POWER-\$51,430.; TO PROVIDE ADDITIONAL FUNDS FOR TELEPHONE SERVICES AND FOR PUBLIC SERVICE ELECTRIC AND GAS FOR CONTINUOUS USE OF THE UTILITIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk called attention to Corporation Counsel Buck's legal opinion that the Municipal Council would not be in violation of N.J.S.A. 40A:4-57 if they adopted this resolution.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Villani.

No: Councilmen Allen, Tucker, President Harris.

Not Voting: Councilman Carrino.

7-R-k.

RESOLUTION ATTESTING THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH THOMAS E. INTILE AND COMPANY, 99 HATHAWAY LANE, ESSEX FELLS, NEW JERSEY, LOWEST RESPONSIBLE UNIT PRICE, FOR PROJECT KNOWN AS CONTRACT NO. 76-16:K-2 AA-EE, STREET TREE PRUNING, FOR AMOUNT NOT TO EXCEED \$29,896. (SECTION O-\$16,132., SECTION T-\$13,764.); BASED UPON VARIOUS SECTIONS AS SHOWN IN THEIR UNIT PRICE PROPOSAL AND IN ACCORDANCE WITH THE SPECIFICATIONS; FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, TREE TREATMENT PROJECT, RESOLUTION 7-R-a, FEBRUARY 9, 1976.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING APPOINTMENT OF TWENTY-SEVEN (27) INDIVIDUALS, LISTED ON ATTACHED SHEET, AS MEMBERS OF THE CITIZEN'S ADVISORY BOARD FOR 1976-77, COMMENCING ON DATE OF PASSAGE BY THE NEWARK MUNICIPAL COUNCIL FOR PERIOD OF ONE YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM J & D FREDERICKS, INC., OWNER OF PREMISES 19 HUNTER STREET, BLOCK 2777, LOT 32, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM 671 BROAD STREET, A NEW JERSEY CORPORATION, OWNER OF PREMISES 22 WEST PARK STREET, BLOCK 51, LOTS 1 AND 59, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM PROLL REALTY CO., OWNER OF PREMISES 39 IRVING STREET, BLOCK 820, LOT 1, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes; Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$277.35 AND WRITE OFF SAID BALANCE OF CHARGES IN AMOUNT OF \$277.35 ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, IN SETTLEMENT OF CLAIM FOR \$554.70, FOR DAMAGE TO CITY VEHICLE, DRIVEN BY ALLEN JONES, EMPLOYEE OF VINDICATE SOCIETY, WHEN IT COLLIDED WITH VEHICLE OWNED AND DRIVEN BY HENRY M. WOODRUFF AT INTERSECTION OF MARKET AND MULBERRY STREETS. (INSURANCE COMPANY TO PAY 50% OF DAMAGE-\$277.35)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER TWO CHECKS TO PAY \$255.95 TO BERNICE TERRY INDIVIDUALLY AND \$554.05 TO MICHAEL TERRY INDIVIDUALLY, UPON RECEIPT OF A WARRANT FOR SATISFACTION OF JUDGMENT IN FAVOR OF CITY OF NEWARK AND ANY OTHER LEGAL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, AS DIRECTED BY COURT ORDER. (RESOLUTION 7-R-bz, FEBRUARY 7, 1973, APPROVED SETTLEMENT IN AMOUNT OF \$800. IN MATTER OF MICHAEL TERRY VS. CITY OF NEWARK, DOCKET NO. L-4740-70; INFANT PLAINTIFF HAS REACHED MAJORITY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 2 ADJUSTABLE ITEK LIGHTS (SURPLUS), PHOTO DEPARTMENT; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL AT PUBLIC AUCTION RECOVERED AND UNCLAIMED MOTOR VEHICLES, 145 JUNK VEHICLES; PURSUANT TO N.J.S.A. 39:10A-1 AND 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GUILLERMO G. CEBALLOS, TRAFFIC ENGINEER, DEPARTMENT OF ENGINEERING, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING OCTOBER 14, 1975 AND ENDING APRIL 13, 1976. (ON FEDERAL PROGRAM - FIRST LEAVE BEGAN APRIL 14, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GUILLERMO G. CEBALLOS, TRAFFIC ENGINEER, DEPARTMENT OF ENGINEERING, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING APRIL 14, 1976 AND ENDING OCTOBER 13, 1976. (ON FEDERAL PROGRAM - FIRST LEAVE BEGAN APRIL 14, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GUILLERMO G. CEBALLOS, TRAFFIC ENGINEER, DEPARTMENT OF ENGINEERING, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING OCTOBER 14, 1976 AND ENDING APRIL 13, 1977. (ON FEDERAL PROGRAM - FIRST LEAVE BEGAN APRIL 14, 1975)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION APPROVING APPLICATION TO SLEPA FOR FUNDS IN CONNECTION WITH PROJECT ENTITLED "TREATMENT ALTERNATIVE TO STREET CRIME." (EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK NOT REQUIRED)

December 15, 1976

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION APPOINTING MAC ARTHUR POPE AS CONSTABLE FOR A TERM ENDING DECEMBER 31, 1976 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION ACCEPTING BID OF NATHAN RAFF, FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 5056, LOTS 76A AND 78, 829 DOREMUS AVENUE AND THE REAR OF 797-829 DOREMUS AVENUE AND BLOCK 5074, LOTS 16-16A, 830 DOREMUS AVENUE, NEWARK, NEW JERSEY FOR THE SUM OF \$26,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION CANCELLING FOUR HUNDRED EIGHTY TWO DOLLARS AND SEVENTEEN CENTS (\$482.17) IN TAXES DUE FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION ERRONEOUSLY ASSESSED TO PREMISES KNOWN AS 42 GOULD AVENUE, BLOCK 1867, LOT 4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICE TO PROVIDE ON-THE-JOB TRAINING SERVICES, FOR SUM NOT TO EXCEED \$72,889.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE

December 15, 1976

BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker; seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION RATIFYING CONTRACT ENTERED INTO BY MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING WITH THE NEW JERSEY STATE TRAINING AND EMPLOYMENT TO PROVIDE REGISTRATION, JOB MATCHING, SPECIAL JOB DEVELOPMENT, AND REFERRAL SERVICES, FROM OCTOBER 1, 1976 TO DECEMBER 15, 1976; AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH THE NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICE TO PROVIDE REGISTRATION, JOB MATCHING, SPECIAL JOB DEVELOPMENT, AND REFERRAL SERVICES FROM DECEMBER 16, 1976 TO SEPTEMBER 30, 1977, FOR A SUM NOT TO EXCEED \$45,029.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH NORTH JERSEY COMMUNITY UNION TO PROVIDE ON-THE-JOB TRAINING PROGRAM DURING PERIOD AUGUST 5, 1976 THROUGH NOVEMBER 5, 1976, AUTHORIZED BY RESOLUTION 7-R-ci, AUGUST 4, 1976, TO EXTEND TERM OF CONTRACT TO SEPTEMBER 30, 1977. (NO ADDITIONAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK FOR \$2,378. TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND BECK, REICHENSTEIN & GUIDONE, ESQS., ATTORNEYS FOR PLAINTIFF, 26 ORANGE ROAD, MONTCLAIR, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED

NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR DAMAGE TO PUBLIC SERVICE PROPERTY WHILE EMPLOYEES OF TRAFFIC AND SIGNAL DEPARTMENT DID EXCAVATION OF ELIZABETH AVENUE AND BRANFORD STREET AND BERGEN STREET AND LYONS AVENUE TO INSTALL TRAFFIC SIGNS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$4,000. PAYABLE TO SAMUEL G. SPIELER, ASSIGNEE OF M.S.K. REALTY COMPANY, INC. AND RALPH KAPLAN, ESQ., 120 HALSTED STREET, EAST ORANGE, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR WRONGFUL DEMOLITION OF MULTIPLE FAMILY DWELLING 302 MORRIS AVENUE, IN ADDITION TO CERTAIN REAR BUILDING, BY CITY OF NEWARK THROUGH ITS PUBLIC EMPLOYMENT PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Assistant Business Administrator Hill, Newark Demolition Team Program Coordinator Edmund Seagraves, Newark Demolition Team Assistant Coordinator Clinton Reynolds and Inspections Director Lembo to meet with the Municipal Council at their pre-meeting conference January 4, 1977 to discuss this matter, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING THE MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH THE NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR THE PURPOSE OF PROVIDING PLANS AND SPECIFICATIONS FOR IMPROVEMENTS TO THE EXTERIOR OF SYMPHONY HALL AND ITS ENVIRONS; THE CONTRACT COST IS \$10,000. WHICH SUM IS BUDGETED IN THE SAFE AND CLEAN NEIGHBORHOODS BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(A), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

608
7-R-bh.

EMERGENCY RESOLUTION APPROPRIATING \$76,234., DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, MATERIALS AND SUPPLIES, VEHICULAR REPAIR PARTS, TO PROVIDE ADDITIONAL FUNDS TO CONTINUE MAINTENANCE, SERVICING AND REPAIRING OF CITY-OWNED VEHICLES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, CENTRAL PLANNING BOARD, SECRETARY OF CENTRAL PLANNING BOARD TO MAYOR'S OFFICE AND AGENCIES, CENTRAL PLANNING BOARD, SERVICES BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANT AND SPECIALIZED SERVICES, \$1,600.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM FINANCE DEPARTMENT, REVENUE COLLECTIONS, OTHER SALARIES AND WAGES (ACCOUNTING ASSISTANT) TO FINANCE DEPARTMENT, REVENUE COLLECTIONS, SALARIES AND WAGES, ACCOUNTANT 37½ HOURS, \$2,028.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, ADMINISTRATIVE ANALYST TO DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, OTHER SALARIES AND WAGES, ADMINISTRATIVE CLERK, \$443.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

December 15, 1976

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH RESIDENTS FOR COMMUNITY ACTION TO PROVIDE SECRETARIAL SKILLS TRAINING, FOR SUM NOT TO EXCEED \$27,500.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION TO PROVIDE GENERAL SKILLS TRAINING DURING PERIOD OCTOBER 1, 1976 THROUGH SEPTEMBER 30, 1977 AUTHORIZED BY RESOLUTION 7-R-p, SEPTEMBER 23, 1976, INCREASE AMOUNT OF CONTRACT FROM \$114,664. TO AN AMOUNT NOT IN EXCESS OF \$145,593. (SOURCE OF FUNDS - CETA, TITLE I), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker declared every time New Hope Development Corporation legislation is submitted to the Council, there are always problems and discrepancies in the figures. He recommended Employment and Training Director Wheeler be invited to meet with the Municipal Council to discuss this matter.

A motion to adopt the resolution conditioned upon receipt of certification of available funds, and directing the City Clerk to invite Employment and Training Director Wheeler to meet with the Municipal Council at their pre-meeting conference January 4, 1977 to discuss this matter, was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

December 15, 1976

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7-R-bn.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC. TO PROVIDE ON-THE-JOB TRAINING PROGRAM DURING PERIOD AUGUST 5, 1976 THROUGH NOVEMBER 5, 1976, AUTHORIZED BY RESOLUTION 7-R-ce, AUGUST 4, 1976, TO EXTEND TERM OF CONTRACT TO SEPTEMBER 30, 1977, INCREASE AMOUNT OF CONTRACT TO AN AMOUNT NOT IN EXCESS OF \$178,866., REVISE STATEMENT OF WORK AND AUTHORIZING ADVERTISING OF RESOLUTION. (SOURCE OF FUNDS - CETA, TITLE I)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO A CONTRACT WITH THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR THE PURPOSE OF PROVIDING COUNSELLING SERVICES TO PRESENT AND POTENTIAL HOMEOWNERS AND RENTERS OF FHA INSURED PROPERTIES IN THE CITY OF NEWARK. THE CONTRACT PROVIDES FOR PAYMENT IN THE AMOUNT OF \$81,180. WHICH HAS BEEN BUDGETED IN THE COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (42 USC 5301, P.L. 93-383). NO ADDITIONAL FUNDS ARE REQUIRED BY THE CITY OF NEWARK. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO THE LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE AND THE DIRECTOR OF PERSONNEL TO ENTER INTO A CONTRACT WITH THE NORTHERN NEW JERSEY CIVIL SERVICE TRAINING CENTER FOR THE PURPOSE OF TRAINING THE CITY OF NEWARK EMPLOYEES. THE CONTRACT PROVIDES FOR PAYMENT IN THE AMOUNT OF \$8,000. WHICH HAS BEEN BUDGETED IN THE COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PURSUANT TO THE HOUSING AND DEVELOPMENT ACT OF 1974 (42-USC-5301 P.L. 93-383), NO ADDITIONAL FUNDS TO BE REQUIRED BY THE CITY OF NEWARK. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

December 15, 1976

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION PROHIBITING RIGHT TURNS ON RED LIGHTS AFTER STOP, AT SOME APPROACHES TO SPECIFIC CITY SIGNALIZED STREET INTERSECTIONS, EFFECTIVE FOR A PERIOD OF NINETY DAYS FROM DATE OF APPROVAL OF RESOLUTION BY THE STATE DEPARTMENT OF TRANSPORTATION, PURSUANT TO SECTION 39:4-197.3 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

EMERGENCY RESOLUTION APPROPRIATING \$763., ORGANIZATION: MUNICIPAL GOVERNMENT-01, UNCLASSIFIED OPERATIONS-20, UNCLASSIFIED OPERATIONS-01, CITY CURRENT FUND-1001; TO PROVIDE FUNDS FOR MAYOR'S OFFICE OF MANPOWER'S CONCENTRATED EMPLOYMENT PROGRAM TO REPAY UNITED STATES DEPARTMENT OF LABOR FOR DISALLOWABLE COSTS INCURRED DURING THAT PROGRAM'S OPERATION; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1977 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH EAST WARD COMMUNITY CENTER, ONLY BIDDER, TO CONDUCT A SPEECH LABORATORY (PORTUGUESE), FOR SUM NOT TO EXCEED \$62,929.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION GIVING CONSENT TO TO-SAULT RENEWAL AND REDEVELOPMENT CORPORATION-
NO. 1, FOR ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT OF ITS TO-SAULT PROJECT (RESOLUTION
7-R-bx, APRIL 4, 1973, GRANTED TAX ABATEMENT TO TO-SAULT RENEWAL AND REDEVELOPMENT
CORPORATION-NO. 1, FOR 422 UNITS OF HOUSING FOR PROJECT IN AREA BOUNDED BY BERGEN,
WEST MARKET AND CABINET STREETS AND LITTLETON AVENUE) TO GEORGIA KING ASSOCIATES, A
LIMITED-DIVIDEND HOUSING ASSOCIATION, SUBJECT TO CERTAIN CONDITIONS AS STATED IN RESOLU-
TION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

Not Voting: Councilman Carrino.

7-R-bu.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTY
AT 35-39 JOHNSON AVENUE, BLOCK 2674, LOT 6, FOR THE SUM OF \$800.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-bv.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT
WITH ROSS, STEWART AND BENJAMIN, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED
ACQUISITION OF REAL PROPERTY, FOR AMOUNT NOT TO EXCEED \$7,500. (CONTRACT AWARDED
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1
ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

701

7-R-bw.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED H.D.R.C. ADMINISTRATION, FOR AMOUNT NOT TO EXCEED \$750. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED MINORITY CONTRACTORS, FOR AMOUNT NOT TO EXCEED \$675. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED OFFICE OF ELDERLY AFFAIRS, FOR AMOUNT NOT TO EXCEED \$600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED BLOOMFIELD AVENUE CENTER, FOR AMOUNT NOT TO EXCEED \$600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris

7-R-ca.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED BESSIE SMITH HEALTH CENTER, FOR AMOUNT NOT TO EXCEED \$599. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.: AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH SAMUEL KLEIN & CO., WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED NEWARK ECONOMIC DEVELOPMENT, FOR AMOUNT NOT TO EXCEED \$650. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.: AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED GLADYS E. DICKINSON, FOR AMOUNT NOT TO EXCEED \$450. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.: AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

December 15, 1976

7-R-cd.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED T.A.S.C., FOR AMOUNT NOT TO EXCEED \$675. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED DISPOSITION OF REAL PROPERTY, FOR AMOUNT NOT TO EXCEED \$300. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED EMERGENCY TRANSPORTATION, FOR AMOUNT NOT TO EXCEED \$3,749. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED YOUTH SERVICES AGENCY, FOR AMOUNT NOT TO EXCEED \$600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED HEALTH SERVICE PLANNING AND DEVELOPMENT, FOR AMOUNT NOT TO EXCEED \$749. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED EMERGENCY HOUSING, FOR AMOUNT NOT TO EXCEED \$750. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED REHABILITATION/LOAN AND GRANT PROJECT, FOR AMOUNT NOT TO EXCEED \$1,499. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-ck.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT

WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED STREET LIGHTS, FOR AMOUNT NOT TO EXCEED \$600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT

WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED GLADYS E. DICKINSON, FOR AMOUNT NOT TO EXCEED \$600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT

WITH TOUCHE ROSS AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED TREE TREATMENT, FOR AMOUNT NOT TO EXCEED \$600. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION DESIGNATING NEWARK HOUSING AUTHORITY, PURSUANT TO PROVISIONS OF N.J.S.A. 54:5-53.1, AS AGENT OF CITY OF NEWARK, TO USE AND MANAGE PROPERTIES HELD BY CITY OF NEWARK THROUGH TAX SALE CERTIFICATE NOS. 48175 AND 48176, LOTS 22 AND 23, IN BLOCK 2836, 23 AND 25 LOCK STREET; FURTHER AUTHORIZING REAL ESTATE OFFICER TO EXECUTE ANNEXED AGREEMENT ON BEHALF OF CITY OF NEWARK WITH THE NEWARK HOUSING AUTHORITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-co.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF RENT CONTROL, PRINCIPAL ACCOUNT CLERK-\$400. TO DIVISION OF RENT CONTROL, SERVICE BY CONTRACT OR AGREEMENT, CONFERENCES AND TRAVEL OUTSIDE THE CITY-\$200. AND OFFICIAL ENTERTAINMENT-\$200.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF ALCOHOLIC BEVERAGE CONTROL, OTHER SALARIES AND WAGES, SENIOR CLERK STENOGRAPHER-\$300. TO DIVISION OF ALCOHOLIC BEVERAGE CONTROL, OVERTIME-\$300.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM WATER UTILITY, DIVISION OF WATER SUPPLY, OTHER SALARIES AND WAGES, LABORER-\$45,000. TO DIVISION OF WATER SUPPLY, OVERTIME-\$45,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

December 15, 1976

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH START-UP TECHNICAL INSTITUTE TO PROVIDE ELECTRONIC ASSEMBLY TRAINING, FOR SUM NOT TO EXCEED \$90,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION PREMISES KNOWN AS SYMPHONY HALL, 1020 BROAD STREET, BLOCK 883, LOT 41, ON DECEMBER 31, 1976 (A TERM OF 1 DAY), AT MINIMAL RENTAL OF \$850.; PURSUANT TO N.J.S.A. 40A:12-14(a). (FIRST TIMOTHY CHURCH)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls and Corporation Counsel Buck met with the Council December 14, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION PREMISES KNOWN AS SYMPHONY HALL, 1020 BROAD STREET, BLOCK 883, LOT 41, ON FEBRUARY 5, 1977 (A TERM OF 1 DAY), AT MINIMAL RENTAL OF \$850.; PURSUANT TO N.J.S.A. 40A:12-14(a). (NEW JERSEY STATE OPERA)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls and Corporation Counsel Buck met with the Council December 14, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION AUTHORIZING TRANSFER TO SECOND NEWARK GATEWAY URBAN RENEWAL ASSOCIATION OF URBAN RENEWAL PROJECT (BOUNDED BY McCARTER HIGHWAY, MARKET STREET, COMMERCE STREET, AND A LINE RUNNING FROM COMMERCE STREET TO MARKET STREET, IN THE CITY OF NEWARK, WITHIN THE URBAN RENEWAL PROJECT N.J.R-58) OF SECOND NEWARK GATEWAY URBAN RENEWAL CORPORATION AND THE BENEFITS AND BURDENS OF THE CONTRACT FOR TAX ABATEMENT ENTERED INTO BETWEEN SECOND NEWARK GATEWAY URBAN RENEWAL CORPORATION AND THE CITY OF NEWARK, PURSUANT TO RESOLUTION 7-R-b, MAY 20, 1970; CONDITIONED UPON ALL STATUTORY REQUIREMENTS BEING COMPLIED WITH AND THE PAYMENT OF ALL OUTSTANDING TAX INDEBTEDNESS AND/OR ANNUAL SERVICE CHARGE(S) DUE ON THE PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Corporation Counsel Buck, Finance Director Sullivan, Newark Economic Development Corporation Deputy Executive Director Alfred Faiella and Mr. Edward N. Lippincott, Attorney for Prudential Insurance Company, met with the Council December 14, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION AUTHORIZING TRANSFER TO FIRST NEWARK GATEWAY URBAN RENEWAL ASSOCIATION OF URBAN RENEWAL PROJECT (BOUNDED BY RAYMOND PLAZA WEST, MARKET STREET AND RAYMOND BOULEVARD IN THE CITY OF NEWARK WITHIN URBAN RENEWAL PROJECT N.J.R-58) OF FIRST NEWARK GATEWAY URBAN RENEWAL CORPORATION AND THE BENEFITS AND BURDENS OF THE CONTRACT FOR TAX ABATEMENT ENTERED INTO BETWEEN FIRST NEWARK GATEWAY URBAN RENEWAL CORPORATION AND THE CITY OF NEWARK, PURSUANT TO RESOLUTIONS 7-R-b, MARCH 19, 1969, 7-R-t, MAY 7, 1969 AND 7-R-w, MAY 20, 1970; CONDITIONED UPON ALL STATUTORY REQUIREMENTS BEING COMPLIED WITH AND THE PAYMENT OF ALL OUTSTANDING TAX INDEBTEDNESS AND/OR ANNUAL SERVICE CHARGE(S) DUE ON THE PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Walls, Corporation Counsel Buck, Finance Director Sullivan, Newark Economic Development Corporation Deputy Executive Director Alfred Faiella and Mr. Edward N. Lippincott, Attorney for Prudential Insurance Company, met with the Council December 14, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

December 15, 1976

7-R-cw.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED PURPOSES, ALL OTHER RENTAL PROPERTY TO UNCLASSIFIED PURPOSES, SYMPHONY HALL, \$99,457.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, CENTRAL PLANNING BOARD, SECRETARY, CENTRAL PLANNING BOARD TO MAYOR'S OFFICE AND AGENCIES, CIVIL DEFENSE, DEPUTY DIRECTOR-\$503., SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATIONS-\$1,306., UTILITIES-ELECTRIC SERVICE-\$130., NON-VEHICULAR EQUIPMENT-\$638., TOTAL \$2,577.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cy.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, MAYOR'S OFFICE, SERVICE BY CONTRACT OR AGREEMENT, OFFICE EQUIPMENT MAINTENANCE SERVICE TO MAYOR'S OFFICE AND AGENCIES, DIVISION OF BOARD OF ADJUSTMENT, SERVICE BY CONTRACT OR AGREEMENT, ADVERTISING, \$480.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cz.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF THE MAYOR AND AGENCIES, OFFICE OF ASSESSMENTS, MATERIALS AND SUPPLIES, COPIER SUPPLIES TO OFFICE OF THE MAYOR AND AGENCIES, OFFICE OF ASSESSMENTS, SERVICE BY CONTRACT OR AGREEMENT, TRANSPORTATION, \$266.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-da.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, MUNICIPAL COURTS, JUDGES-\$7,400., ASSISTANT COURT ADMINISTRATOR-\$3,481., DIRECTOR FAMILY NEIGHBORHOOD SERVICES-\$2,868., PART TIME SEASONAL HELP-\$6,251., TOTAL-\$20,000. TO MAYOR'S OFFICE AND AGENCIES, MUNICIPAL COURTS, SERVICES BY CONTRACT OR AGREEMENT, SPECIALIZED SERVICES-\$2,600., SPECIAL SERVICES-\$2,500., OFFICE EQUIPMENT MAINTENANCE SERVICES-\$1,700., OFFICE EQUIPMENT RENTAL AND LEASES-\$6,000.; MATERIALS AND SUPPLIES, OFFICE SUPPLIES-\$1,100., BOOKS-\$500., PRINTING SERVICES-\$1,900., SUPPLIES FOR COPIER-\$3,400.; EQUIPMENT, OFFICE FURNITURE AND FURNISHINGS-\$150., COMMUNICATION EQUIPMENT-\$50., OTHER EQUIPMENT-\$100.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-db.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND SECTION 6(d) OF AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING A NEWARK CITIZENS ADVISORY BOARD TO THE CITY OF NEWARK COMMUNITY DEVELOPMENT ADMINISTRATION,' ADOPTED MAY 1, 1974 (6-S & F-n)," ADOPTED DECEMBER 15, 1976 (6-Ph, S & F-a), AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE, APPROVAL BY THE MAYOR, AND PUBLICATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BRIGGS COGBILL FRIEND, INC., P. O. BOX 113, TEANECK, NEW JERSEY, TO PROVIDE FOR A SECRETARIAL TRAINING SERVICES FOR SUM NOT TO EXCEED \$69,230.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)" was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-dc.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BRIGGS COGBILL FRIEND, INC., P. O. BOX 113, TEANECK, NEW JERSEY, TO PROVIDE FOR A SECRETARIAL TRAINING SERVICES FOR SUM NOT TO EXCEED \$69,230.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled November 15, 1976)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH COMMUNITY COOPERATIVE HEALTH SERVICES, INC. TO PROVIDE MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$42,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)" was made by President Harris, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dd.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH COMMUNITY COOPERATIVE HEALTH SERVICES, INC. TO PROVIDE MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$42,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled November 15, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BROADWAY HEALTH GROUP TO PROVIDE MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$48,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)" was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-de.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BROADWAY HEALTH GROUP TO PROVIDE MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$48,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled November 15, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-df.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE REQUESTING FUNDS TO CONTINUE THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROJECT, FOR PERIOD JANUARY 1, 1977 TO DECEMBER 31, 1977. (TOTAL ESTIMATED BUDGET - FEDERAL GRANT-\$255,049., CITY IN-KIND CONTRIBUTION-\$208,101., TOTAL-\$463,150.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION OFFICIALLY RECOGNIZING AND COMMENDING WEEQUAHIC HIGH SCHOOL AND THE 1976 WEEQUAHIC HIGH SCHOOL FOOTBALL TEAM FOR ITS OUTSTANDING ACHIEVEMENT IN WINNING THE 1976 CITY FOOTBALL CHAMPIONSHIP WITH A 6-0 CITY LEAGUE RECORD AND FOR CLOSING ITS SEASON WITH A 6-3 OVERALL RECORD, AND FOR PLACING EIGHTH IN THE RANKING OF ESSEX COUNTY'S HIGH SCHOOLS BY THE NEWARK STAR LEDGER; FURTHER, ACKNOWLEDGING THE MERITORIOUS EFFORTS OF MR. BURNEY L. ADAMS, HEAD COACH AND HIS COMPETENT AND DEDICATED ASSISTANT COACHES, MR. JAMES BARRETT, SCHOOL PRINCIPAL, AND ALSO THE FACULTY MANAGER, BAND DIRECTOR, CHEERLEADING AND TWIRLING DIRECTORS, AND ALL STUDENTS AND PARTICIPATING PERSONNEL FOR THEIR DISPLAY OF GOOD SPORTSMANSHIP, ENTHUSIASM AND OUTSTANDING INTER-SCHOLASTIC FOOTBALL SEASON, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO REQUEST CORPORATION COUNSEL TO PREPARE THE NECESSARY LEGISLATION TO ASSURE THAT ALL FUTURE APPOINTMENTS TO PUBLIC SERVICE EMPLOYMENT POSITIONS FUNDED BY THE U. S. DEPARTMENT OF LABOR UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 OR FUTURE CHANGES IN JOB TITLES OR SALARY LEVELS OF PERSONS EMPLOYED BY THE CITY OF NEWARK IN A POSITION SO FUNDED SHALL BE MADE ONLY AFTER APPROVAL OF THE CITY COUNCIL, was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 3, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'IMPOUNDING VEHICLES ILLEGALLY PARKED' OF TITLE 23, CHAPTER 5, SECTION 23:5-11 (b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 5, 1977 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

71-4

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 3, 1976,
ENCLOSING PROPOSED "ORDINANCE DECLARING THE AGGREGATE AMOUNT OF \$671,767.74 OF THE
PROCEEDS OF BONDS HERETOFORE ISSUED ARE NOT NECESSARY FOR THE PURPOSES FOR WHICH THEY
WERE ISSUED AND APPROPRIATING SUCH AMOUNT TO FINANCE THE COST OF OTHER BONDABLE IMPROVE-
MENTS OF THE CITY OF NEWARK, NEW JERSEY, HERETOFORE AUTHORIZED AND TO CANCEL UNUSED AND
UNNECESSARY AUTHORIZATIONS TO ISSUE BONDS FOR SUCH IMPROVEMENTS IN THE AMOUNT OF
\$1,264,111.31 APPROPRIATING \$36,706.21 OF CAPITAL IMPROVEMENT FUND MONEYS NOT REQUIRED
FOR THE PURPOSES APPROPRIATED TO THE CAPITAL IMPROVEMENT FUND AND APPROPRIATING
24,919.69 OF DOWN PAYMENTS APPROPRIATED AND NOT REQUIRED FOR THE PURPOSES APPROPRIATED
TO CAPITAL SURPLUS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-q on Page 18 in the minutes of this meeting)

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS,
RECEIVED DECEMBER 6, 1976, ENCLOSING PROPOSED "ORDINANCE AMENDING 'AN ORDINANCE TO
AUTHORIZE THE TAX ASSESSOR TO EXEMPT FROM TAXATION THE FIRST \$4,000.00 OF IMPROVEMENTS
ON HOUSING 20 YEARS AND OLDER PURSUANT TO AUTHORITY GRANTED IN P. L. 1975, C. 104' BY
MAKING CERTAIN CORRECTIONS THERETO."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 5, 1977 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Martinez.

Upon question posed by Councilman Tucker, the City Clerk replied there are certain minor changes being made in this ordinance to implement the authority granted by the statute in granting \$4,000. exemption.

Councilman Tucker queried if the statement that the whole city is endangered by blight is embodied in this ordinance.

The City Clerk replied this will permit an insolated case without declaring the whole area blight. The changes being made in this ordinance are not in substance or form. The basic concept of the ordinance is not being changed, just correcting an inadvertent error that was made in the prior ordinance.

The motion directing the City Clerk to place this ordinance on the January 5, 1977 Calendar of the Municipal Council for first reading was adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

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8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 6, 1976, ENCLOSING PROPOSED "ORDINANCE PERMITTING CONTINUATION OF PRESENT ENCROACHMENT INTO WARREN STREET FROM THE ABUTTING CORNER PREMISES #158 WASHINGTON STREET, NEWARK, NEW JERSEY, ON SALE THEREOF BY THE CITY OF NEWARK." (THE SUMMIT ASSOCIATES INC., \$15,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 5, 1977 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 7, 1976, ENCLOSING PROPOSED "ORDINANCE TO PROVIDE FOR PAYMENT OF SALARIES IN EXCESS OF \$10,000. TO EMPLOYEES WHOSE POSITIONS ARE FUNDED UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 7, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR. SCHEDULE (B)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-r on Page 19 in the minutes of this meeting)

8-g.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 7, 1976, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR. SCHEDULE (B)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-s on Pages 19-20 in the minutes of this meeting)

8-h.

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COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 13, 1976,
ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(C) TO AUTHORIZE THE EXECU-
TION OF A LEASE BETWEEN THE CITY OF NEWARK AND RESIDENTS FOR COMMUNITY ACTION, INC.,
FOR PREMISES COMMONLY KNOWN AS 195 BLOOMFIELD AVENUE (10,658 SQUARE FEET) FOR THE SUM
OF \$1.00 PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF TWO YEARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-t on Page 20 in the minutes of this meeting)

8-i.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED DECEMBER 15, 1976,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREOF,'
ADOPTED NOVEMBER 22, 1966 (6-S & F-q) AND AMENDMENTS THERETO. (TO CREATE THE TITLE
AND SALARY RANGE FOR COURT ADMINISTRATOR)"

(Court Administrator \$19,887. - \$24,172.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-u on Page 21 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR

8-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 15, 1976,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE RESCINDING
ORDINANCES 6-Ph, S & F-f, 6-Ph, S & F-g, 6-Ph, S & F-h, 6-Ph, S & F-k, 6-Ph, S & F-l,
6-Ph, S & F-m' ADOPTED SEPTEMBER 17, 1975 TO DELETE THE FREEZE ON SALARIES OF CERTAIN
OFFICERS AND EMPLOYEES AND TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION ADOPTED NOVEMBER 22, 1966 AND
AMENDMENTS THERETO.' (TO ADJUST SALARIES)"

(Assistant Business Administrator \$32,000. - \$32,000.

Business Administrator 42,000. - 42,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Allen.

December 15, 1976

Councilman James stated he would be voting negatively on the raises before the Council. There have been many calls against retroactive nature of the raises. Homeowners and tenants who pay the taxes feel that to have something retroactive to 1974 is highly insulting to them. The raises are unwarranted with a 30% to 40% unemployment rate in the City of Newark, and they talk about granting a \$10,000. raise to an individual. Certainly they should understand how these people feel. In many cases, these raises are not deserved by the individuals suggested for the raises and some level of services warrant a decrease in their pay. Councilman James declared it is about time the Council recognize those who are not earning their upkeep. With contract negotiations in progress, they should be concerned about the rank and file municipal employees who heretofore have gone without a salary increase for so long and remain at the bottom of the totem pole.

Councilman James continued Councilman Martinez pointed out the Board of Education salary schedule lists the Superintendent's salary increased from \$47,000. to \$61,000., the rank and file employees go from \$5,000. to \$6,000. He felt in municipal government there are discrepancies in salaries of rank and file employees. Councilman James hoped that with a high rate of unemployment and a high rate of taxes, Members of the Council not be individually pressured by friends, nepotism and others in order to grant raises to individuals. For the first time, they should think about the good of the whole City.

Councilman Tucker stated it is the general consensus of opinion of the Council that these salary ordinances be tabled. However, he would like to make his position known on them. Councilman Tucker felt the Council must look at each of these raises individually. In some cases, he believed the raises are warranted. The perspective of operating under the assumption that a director working in a department, in some cases for a period of 4, 5 or 7 years, without a raise. as discussed at the pre-meeting conference, the Council must deal with equitable reimbursement in relation to services, especially where they have directors who are providing services and deserve a raise. Councilman Tucker pointed out the legislation for these particular raises primarily came about because of legislation approved by the Senate and signed into law by the Governor, but the fact still remains although the raises were contemplated and subsequently voted on by the Council, they must look at every particular request on an individual basis.

Councilman Tucker was not of the opinion that a retroactive raise should be given, at this point and time, to any of the people whose names appear on these ordinances, but he does feel some sort of formula should be worked out whereby if the

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employees within a director's particular area of responsibility have received salary increases, the director would maintain parity with his subordinate employees. Councilman Tucker added he is not of the opinion the proposed salaries are adequate in relation to services they have rendered, but he does believe that each and every one of them need Council scrutiny and attention.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 15, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE RESCINDING ORDINANCES 6-Ph, S & F-f, 6-Ph, S & F-g, 6-Ph, S & F-h, 6-Ph, S & F-k, 6-Ph, S & F-l AND 6-Ph, S & F-m' ADOPTED SEPTEMBER 17, 1975 TO DELETE THE FREEZE ON SALARIES OF CERTAIN OFFICERS AND EMPLOYEES AND TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-q) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)"

(Mayor's Office

| | |
|------------------------------|-----------------------|
| Administrative Aide | \$14,133. - \$17,179. |
| Analyst, Mayor's Office | 23,021. - 27,928. |
| Deputy Mayor | 18,000. - 18,000. |
| Executive Secretary to Mayor | 11,628. - 14,133. |
| Personal Secretary to Mayor | 11,628. - 14,133. |

Board of Adjustment

| | |
|--------------------------------|-------------------|
| Secretary, Board of Adjustment | 17,179. - 20,881. |
|--------------------------------|-------------------|

Alcoholic Beverage Control

| | |
|----------------------------|-------------------|
| Secretary, Board of A.B.C. | 17,179. - 20,881. |
|----------------------------|-------------------|

Central Planning Board

| | |
|-----------------------------------|--------------------|
| Secretary, Central Planning Board | 17,179. - 20,881.) |
|-----------------------------------|--------------------|

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Allen.

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-f.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT SECTION 2:14-5, CHAPTER 14, PERSONNEL PRACTICES AND POLICIES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (TO ESTABLISH SICK LEAVE POLICIES AND PROCEDURES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-g.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 18, 1976, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 18 HEDDEN TERRACE, NEWARK, NEW JERSEY, BLOCK 3024, LOT 19, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13(b)(1)." (\$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

9-h.

COMMUNICATION FROM BUSINESS ADMINISTRATOR WALLS, RECEIVED NOVEMBER 19, 1976, ENCLOSING PROPOSED "ORDINANCE PERMITTING THE CITY OF NEWARK TO ACCEPT A DEED FOR PREMISES KNOWN AS NUMBERS 62-76 FRELINGHUYSEN AVENUE. (BEING LOTS NUMBERS 4, 5, 6, 7, 9 AND 21 IN BLOCK 2795 ON CITY TAX MAP)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 5, 1977 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

December 15, 1976

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued

from November 22, 1976 to December 7, 1976:

BINGO LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Society of the Holy Rosary of St. Francis Xavier Church | 6868 (Amended) |
| PTA of Our Lady Mt. Carmel School | 7039 (Amended) |
| Parents Association of St. Benedict Elementary School | 7156 (Amended) |
| St. Francis Xavier Parent School Guild | 7228 (Amended) |
| Queen of Angels PTA | 7230 (Amended) |
| St. Lucy's Roman Catholic Church | 7236 (Amended) |
| Newark Lodge 237 LOOM | 7308 |
| Mt. Carmel Guild - Special Education for the Blind | 7310 |
| Carnevale-Spitz Chapter #3 DAV | 7312 |

RAFFLES LICENSES

| <u>LICENSEE</u> | <u>LICENSE NUMBER</u> |
|--|-----------------------|
| Rosary Altar Society - Sacred Heart Church, Vailsburg | 7279 (Amended) |
| Early Bird Helping Hand Mission | 7302 |
| Our Lady of Perpetual Church | 7303 |
| Sacred Heart Church | 7304 |
| Sacred Heart Church | 7305 |
| Ladies Auxiliary of Newark Abbey | 7306 |
| Sacred Heart Church | 7307 |
| St. Francis Xavier PTC | 7309 |
| New Jersey State Association IBPOE of W | 7311 |

A motion to concur in the report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

December 15, 1976

722 ADJOURNMENT.

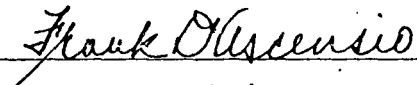
12.

A motion to adjourn this meeting was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

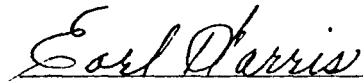
This meeting adjourned at 12:05 A. M., Thursday, December 16, 1976.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

The year end meeting of the Municipal Council of the City of Newark, New Jersey, scheduled to close out the City's business for the year 1976, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:55 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on January 8, 1976 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 28, 1976 at the time of its preparation. All persons who prepaid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

f. Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE DECLARING THE AGGREGATE AMOUNT OF \$671,767.74 OF THE PROCEEDS OF BONDS HERETOFORE ISSUED ARE NOT NECESSARY FOR THE PURPOSES FOR WHICH THEY WERE ISSUED AND APPROPRIATING SUCH AMOUNT TO FINANCE THE COST OF OTHER BONDABLE IMPROVEMENTS OF THE CITY OF NEWARK, NEW JERSEY, HERETOFORE AUTHORIZED AND TO CANCEL UNUSED AND UNNECESSARY AUTHORIZATIONS TO ISSUE BONDS FOR SUCH IMPROVEMENTS IN THE AMOUNT OF \$1,264,111.31, APPROPRIATING \$36,706.21 OF CAPITAL IMPROVEMENT FUND MONEYS NOT REQUIRED FOR THE PURPOSES APPROPRIATED TO THE CAPITAL IMPROVEMENT FUND AND APPROPRIATING \$24,919.69 OF DOWN PAYMENTS APPROPRIATED AND NOT REQUIRED FOR THE PURPOSES APPROPRIATED TO CAPITAL SURPLUS.

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BE IT ORDAINED by the Municipal Council of the City of Newark as follows:

Section 1. It is hereby determined that the part of the proceeds of the sale of bonds issued in the amounts hereinafter stated and for the purposes hereinafter stated, are not necessary for the purposes for which the bonds were issued. All of such purposes have been completed and in the opinion of the Municipal Council, it is in the best interest of the City of Newark that such amounts be appropriated and used to finance the cost of the improvements heretofore authorized by bond ordinances of the City of Newark in the amounts authorized and set forth in this ordinance and the amounts of the authorizations of bonds unused and unnecessary for such improvements as set forth in this ordinance are hereby cancelled:

- (1) Ordinance Number 7231-Reconstruction of City Hospital: Adopted March 24, 1948, Project Number 10253.

| | |
|--|--------------|
| Bonds Authorized and Issued, as Adjusted | \$400,000 |
| Unexpended Proceeds of Bonds appropriated by this ordinance to other bondable improvements | \$ 55,689.96 |

- (2) Construction of Martland Addition Nurses Home (Wing), Ordinance Number 6TC, adopted April 3, 1957, Project Number 10310.

| | |
|--|--------------|
| Authorization Amount | \$ 1,697,700 |
| Bonds Authorized and Issued | \$ 1,612,000 |
| Down Payment | \$ 85,700 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 46,263.83 |

- (3) Construction of J. F. Kennedy Recreation Center, Ordinance Numbers 6S & Fc, adopted March 18, 1965, 6S & Fc adopted April 6, 1966, 6S & Fg adopted August 9, 1967 and 6S & Fc adopted January 7, 1970, Project Number 137-64.

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| | |
|--|--------------|
| Authorization Amount | \$ 4,692,753 |
| Bonds Authorized and Issued | \$ 4,457,300 |
| Down Payment | \$ 235,453 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 63,317.54 |

(4) Acquisition of land and construction of Iron-bound Recreation Center, Ordinance Numbers 6S & Fd, adopted June 2, 1965, 6S & Fd, adopted July 12, 1967, 6S & Ff, adopted September 6, 1967, 6S & Fd, adopted June 5, 1968 and 6S & Fc, adopted April 15, 1970, Project Number 158-65.

| | |
|--|--------------|
| Authorization Amount | \$ 5,321,000 |
| Bonds Authorized and Issued | \$ 5,048,100 |
| Down Payment | \$ 272,900 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 2,511.92 |

(5) Construction of curbs and sidewalks on the southerly side of Madison Avenue N.J.R - 38, Ordinance Number 6S & Fc, adopted January 2, 1969, Project Number 233-68.

| | |
|--|-------------|
| Authorization Amount | \$ 30,000 |
| Bonds Authorized | \$ 28,500 |
| Bonds Issued | \$ 27,375 |
| Down Payment | \$ 1,500 |
| unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 8,964.93 |
| Authorization of bonds not issued to be cancelled | \$ 1,125 |

(6) Construction of Storm Sewer and Sanitary Sewers - Frontage Road, N.J.R - 121, Ordinance Number 6S & Ff, adopted March 18, 1970, Project Number 358-68.

| | |
|--|--------------|
| Authorization Amount | \$ 478,600 |
| Bonds Authorized and Issued | \$ 440,420 |
| Down Payment | \$ 23,180 |
| Capital Improvement Fund | \$ 15,000 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 63,818.15 |

700

(7) Acquisition of Vehicles for Division of Sanitation,
Ordinance Number 6S & Fb, adopted June 4, 1969, Project Number
354-68.

| | |
|---|------------|
| Authorization Amount | \$ 423,500 |
| Bonds Authorized | \$ 402,325 |
| Bonds Issued | \$ 392,334 |
| Down Payment | \$ 21,175 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements \$ 57,978.30 | |
| Authorization of bonds not issued to be cancelled | \$ 9,991 |

(8) Construction of Various Improvements in N.J.R -
72, Ordinance Number 6S & Fc, adopted March 4, 1970, Project
Number 371-68.

| | |
|---|------------|
| Authorization Amount | \$ 419,000 |
| Bonds Authorized | \$ 398,000 |
| Bonds Issued | \$ 398,000 |
| Down Payment | \$ 21,000 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements \$ 88,253.80 | |

(9) Construction of combined Sanitary and Storm
Water Sewers at Gateway Plaza in N.J.R.-58, Ordinance Number
6s & Fd, adopted June 3, 1970, Project Number 101-70.

| | |
|---|-------------|
| Authorization Amount | \$ 80,000 |
| Bonds Authorized and Issued | \$ 76,000 |
| Down Payment | \$ 4,000 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements \$ 76,000 | |
| Amount of down payment not required for the purpose and unexpended appropriated by this ordinance to Capital Surplus | \$ 3,774.59 |

(10) Acquisition of Vehicles for Division of Sanitation,
Ordinance Number 6S & Fb, adopted September 2, 1970, Project
Numbers 114-70 through 118-70 and 135-70.

December 29, 1976

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| | |
|--|---------------|
| Authorization Amount | \$ 500,500 |
| Bonds Authorized | \$ 475,500 |
| Bonds Issued | \$ 474,894 |
| Down Payment | \$ 25,000 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 114,351.53 |
| Authorization of bonds not issued to be cancelled | \$ 606 |

(11) Acquisition of Vehicles for Division of Sanitation,
Ordinance Number 6S & Fm, adopted December 30, 1971, Project
Number 92-71 through 100-71.

| | |
|--|-------------|
| Authorization Amount | \$ 146,800 |
| Bonds Authorized and Issued | \$ 139,460 |
| Down Payment | \$ 7,340 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 5,406.78 |

(12) Acquisition of Vehicles for Division of Sanitation,
Ordinance Number 6S & Fm adopted April 5, 1972, Project Number
101-71 through 106-71.

| | |
|--|------------|
| Authorization Amount | \$ 659,500 |
| Bonds Authorized | \$ 626,525 |
| Bonds Issued | \$ 626,015 |
| Down Payment | \$ 32,975 |
| Unexpended proceeds of bonds appropriated by this ordinance to other bondable improvements | \$ 89,211 |
| Authorization of bonds not issued to be cancelled | \$ 510 |

Section 2. The sum of \$671,767.74 is part of the proceeds
of the sale of bonds which was hereinbefore declared not neces-
sary for the purposes borrowed and the Municipal Council hereby
finds that it is in the best interest of the City of Newark to
appropriate such amount to the improvements which have been here-
tofore authorized and in amounts to the respective purposes herein
set forth and the amounts of bonds authorized for the respective
purposes are hereby cancelled:

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| <u>Purpose</u> | <u>Amount Appropriated</u> |
|--|----------------------------|
| (1) Elevator Modification at Police Headquarters - Ordinance Number 6s & Fg Adopted November 1, 1972-Purpose 2 Project No. 135-71. | \$ 21,204.36 |
| Authorization of bonds not issued to be cancelled - \$33,250 | |
| (2) Acquisition of Vehicles for Division of Sewers - Ordinance Number 6s & Fd Adopted March 6, 1974 - Purpose 2 - Project No. 29/13-73, 29/14-73, 30/15-73, 30/16-73. | \$ 79,233.17 |
| Authorization of bonds not issued to be cancelled - \$85,500 | |
| (3) Acquisition of Vehicles for Division of Motors - Ordinance Number 6s & Fe Adopted March 6, 1974 - Project No. 32/26-73, 32/27-73. | \$ 32,298.83 |
| Authorization of bonds not issued to be cancelled - \$32,300 | |
| (4) Construction of curbs and sidewalks for parcel #9 in N.J.R-38, Washington to West Kinney Northerly 650' - Ordinance Number 6s & Fd Adopted March 6, 1974 - Purpose 1 - Project No. 93/309-73. | \$ 8,256.53 |
| Authorization of bonds not issued to be cancelled - \$12,350 | |
| (5) Street reconstruction in N.J.R-52 - Ordinance Number 6s & Fe Adopted November 20, 1973 - Purpose 3- Project No. 97/329-73. | \$ 25,248.20 |
| Authorization of bonds not issued to be cancelled - \$47,500 | |
| (6) Acquisition of Vehicles for the Fire Department - Ordinance Numbers 6s & Fe Adopted December 20, 1972 and 6s & Fb Adopted June 6, 1973 - Purpose 2 - Project Nos. 44/199-72 through 45/204-72. | \$ 115,779.34 |
| Authorization of bonds not issued to be cancelled - \$116,100 | |
| (7) Acquisition of Vehicles for Division of Sanitation - Ordinance Number 6s & Fe Adopted September 19, 1973 - Project Nos. 31/17-73, 31/18-72, 31/20-73, 31/21-73 and 31/24-73. | \$ 250,763 |
| Authorization of bonds not issued to be cancelled - \$271,420 | |
| (8) Reconstruction of Adams Street Sewer Ordinance Number 6s & Fb Adopted February 7, 1973 - Purpose 1 Project No. 21/9-72. | \$ 57,382.43 |
| Authorization of bonds not issued to be cancelled - \$57,382.43 | |

December 29, 1976

| <u>Purpose</u> | <u>Amount Appropriated</u> |
|--|----------------------------|
| (9) Construction of curbs, sidewalks Sewers and Streets in N.J. R-196, Ordinance 6s & Fb Adopted March 4, 1970 and 6s & Fe adopted September 19, 1973 - Purpose - Project No. 44/56-73. | \$ 81,601.88 |
| Authorization of bonds not issued to be cancelled - \$81,601.88 | |

Section 3. The following improvement authorizations are hereby determined to be completed or abandoned and the amount of bonds authorized and unissued for such improvements is hereby cancelled and the down payments appropriated and capital improvement fund appropriations are returned and appropriated to the Capital Improvement Fund and Capital Surplus as set forth herein:

(1) Reconstruction of Hayes Park West Pool - Ordinance Number 6s & Fe, Adopted April 17, 1974 Purpose 2 - Project Number 17/3/73.

| | |
|--|-------------|
| Authorization Amount | \$ 80,000 |
| Bonds Authorized and unissued to be cancelled | \$ 76,000 |
| Down Payment | \$ 4,000 |
| Down Payment Balance to Capital Surplus. | \$ 1,850.10 |

(2) Additional Electrical Service for 22 Franklin Street
Data Processing Center - Ordinance Number 6s & Fa Adopted May 16,
1973 - Project Number 81/4-72.

| | |
|--|-----------|
| Authorization Amount | \$ 20,000 |
| Bonds Authorized and unissued to be cancelled | \$ 19,000 |
| Down Payment | \$ 1,000 |
| Down Payment Balance to Capital Surplus | \$ 1,000 |

(3) Acquisition of Vehicle for Fire Department - Ordinance
Number 6s & Fm Adopted March 20, 1974 - Project Numbers 26/12-73
and 45/202-72.

730

| | |
|---|----------|
| Authorization Amount | \$ 9,972 |
| Capital Improvement Fund | \$ 9,972 |
| Unexpended Balance to Capital Improvement Fund | \$ 9,972 |

(4) Firehouse Condition Survey - Ordinance Number 6s & Fe
Adopted December 20, 1972 - Project Number 41/196-72.

| | |
|---|----------|
| Authorization Amount | \$ 3,000 |
| Capital Improvement Fund | \$ 3,000 |
| Unexpended Balance to Capital Improvement Fund | \$ 550 |

(5) Reconstruction of Police Property Room at 22 Franklin
Street - Ordinance Number 6s & Fq Adopted November 1, 1972 - Project
Number 136-71.

| | |
|--|-----------|
| Authorization Amount | \$ 50,000 |
| Bonds Authorized and unissued to be cancelled | \$ 47,600 |
| Down Payment | \$ 2,400 |
| Down Payment Balance to Capital Surplus | \$ 2,400 |

(6) Acquisition, black topping and fencing of various lots
for use as Police Security Lots - Ordinance Number 6s & Fq Adopted
November 1, 1972 - Project Numbers 131-71 through 134-71.

| | |
|--|-----------|
| Authorization Amount | \$ 59,133 |
| Bonds Authorized | \$ 56,150 |
| Bonds Issued | \$ -0- |
| Notes Issued | \$ 2,200 |
| Down Payment | \$ 2,983 |
| Authorization of bonds not issued to be cancelled | \$ 53,950 |

(7) City Share of relocation of Union Outlet Sewer
(Second River Joint Meeting) - Ordinance Number 6s & FL
Adopted December 30, 1971 - Project Number 120-71.

| | |
|--|-----------|
| Authorization Amount | \$ 45,000 |
| Bonds Authorized and unissued to be cancelled | \$ 42,750 |
| Down Payment Balance to Capital Surplus | \$ 2,250 |

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(8) Construction of 12" Sanitary Sewer and 12" Storm Sewer in Bessemer Street and Haynes Avenue - Ordinance Number 6s & Fb Adopted August 8, 1973 Purpose 1 - Project Number 6-71.

| | |
|---|------------|
| Authorization Amount | \$ 287,500 |
| Bonds Authorized and unissued to be cancelled | \$ 273,125 |
| Down Payment | \$ 14,375 |
| Down Payment Balance to Capital Surplus | \$ 13,645 |

(9) Engineering Service for reconstruction of Heller Parkway Bridge - Ordinance Number 6s & Fd Adopted December 16, 1970 - Project Number 147-70.

| | |
|--|--------------|
| Authorization Amount | \$ 44,700 |
| Capital Improvement Fund | \$ 44,700 |
| Unexpended Balance to Capital Improvement Fund | \$ 26,184.21 |

(10) Acquisition of New Fire Engines - Ordinance Numbers 6s & Fb, adopted January 4, 1967 and 6S & Fb, adopted June 6, 1973, Project Number 173-67.

| | |
|---|------------|
| Authorization Amount | \$ 139,000 |
| Bonds Authorized | \$ 132,050 |
| Bonds Issued | \$ 130,000 |
| Bonds Transferred | \$ 8,749 |
| Down Payment | \$ 6,950 |
| Authorization of bonds not issued to be cancelled | \$ 2,050 |

Total Amount of bonds authorized and not issued to be cancelled \$1,264,111.31

Section 4. This ordinance shall take effect at the time and in the manner provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on

second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED SCHEDULE A, TOTALLING \$237,700.; BEING HIGHEST BIDS.

(December 17, 1976 City-Wide Auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 119, LOT 25, 31-33 LINCOLN PARK, NEWARK, NEW JERSEY, FOR THE SUM OF \$5,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-c.

RESOLUTION ACCEPTING BID OF HAROLD MARTIN FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 3779, LOT 68, 776-778 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY FOR THE SUM OF \$16,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

December 29, 1976

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Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-d. RESOLUTION APPOINTING COUNCILMEN JAMES AND MARTINEZ MEMBERS OF THE BOARD OF
SCHOOL ESTIMATE FOR A PERIOD BEGINNING JANUARY 1, 1977 AND ENDING DECEMBER 31, 1977.

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-e. RESOLUTION REAPPOINTING 12 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31,
1977. (ARSON SQUAD)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-f. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND
EXECUTE GRANT CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT
SUM OF \$665,632. OF NEW MONEYS FROM TITLE VII, PLUS SUM OF \$145,188. FROM PREVIOUS
GRANT AGREEMENT #76098, DATED JUNE 16, 1976, FOR CONTINUATION OF NEWARK'S NUTRITION
PROGRAM FOR THE ELDERLY FOR A ONE YEAR PERIOD FROM JANUARY 1, 1977 TO DECEMBER 31, 1977
FOR A TOTAL SUM OF \$810,820.; PROPOSED BUDGET FOR SAID PROGRAM IS \$934,463. (\$810,820.-
NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, \$95,643.-CITY OF NEWARK AS IN KIND
CONTRIBUTION AND \$28,000.-GENERATED BY THE PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-g. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT
WITH G.S.Z. CO. FOR DELIVERY OF TECHNICAL SERVICES NECESSARY TO REORGANIZE THE CASELOAD
DISTRIBUTION AT THE DIVISION OF PUBLIC WELFARE, EFFECTIVE DECEMBER 30, 1976; MAXIMUM
AMOUNT \$5,280. FOR SERVICES TO BE PERFORMED DURING PERIOD DECEMBER 30, 1976 TO FEBRUARY
15, 1977. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC
CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH HARRY TAFF, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM JANUARY 1, 1977 TO MARCH 31, 1977; MAXIMUM AMOUNT TO BE PAID IS \$3,250. AND HAS BEEN BUDGETED IN TEMPORARY BUDGET FOR 1977, CERTIFIED HEALTH SERVICES, LINE ITEM #901. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH FRANK GRADONE, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM JANUARY 1, 1977 TO MARCH 31, 1977; MAXIMUM AMOUNT TO BE PAID IS \$300. AND HAS BEEN BUDGETED IN TEMPORARY BUDGET FOR 1977, CERTIFIED HEALTH SERVICES, LINE ITEM #901. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ROBERT BOZZI, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM JANUARY 1, 1977 TO MARCH 31, 1977; MAXIMUM AMOUNT TO BE PAID IS \$1,950. AND HAS BEEN BUDGETED IN TEMPORARY BUDGET FOR 1977, PROFESSIONAL CONSULTANT SERVICES, LINE ITEM #141. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

December 29, 1976

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Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT
WITH JIACOMO ADESSA, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH
FROM JANUARY 1, 1977 TO MARCH 31, 1977; MAXIMUM AMOUNT TO BE PAID IS \$3,250. AND HAS BEEN
BUDGETED IN TEMPORARY BUDGET FOR 1977, CERTIFIED HEALTH SERVICES, LINE ITEM #901.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT
WITH AARON FINKELSTEIN, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF
HEALTH FROM JANUARY 1, 1977 TO MARCH 31, 1977; MAXIMUM AMOUNT TO BE PAID IS \$2,600. AND
HAS BEEN BUDGETED IN TEMPORARY BUDGET FOR 1977, CERTIFIED HEALTH SERVICES, LINE ITEM #901.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT
WITH JEROME HIRSCHBERG, O.D., FOR DELIVERY OF OPTOMETRIC SERVICES AT NEWARK DIVISION OF
HEALTH FROM JANUARY 1, 1977 TO MARCH 31, 1977; MAXIMUM AMOUNT TO BE PAID IS \$1,950. AND
HAS BEEN BUDGETED IN TEMPORARY BUDGET FOR 1977, CERTIFIED HEALTH SERVICES, LINE ITEM #901.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-1 ET SEQ.; AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-n.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTY AT

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86 BRUNSWICK STREET, BLOCK 2811, LOT 1, 23 MURRAY STREET, BLOCK 2811, LOT 3, 20 ASTOR STREET, BLOCK 2803, LOT 1, 22 ASTOR STREET, BLOCK 2803, LOT 2, 24 ASTOR STREET, BLOCK 2803, LOT 3, 26 ASTOR STREET, BLOCK 2803, LOT 4, 28 ASTOR STREET, BLOCK 2803, LOT 5, 28½ ASTOR STREET, BLOCK 2803, LOT 65, 25-27 ASTOR STREET, BLOCK 2811, LOTS 14 AND 15, 46 ASTOR STREET, BLOCK 2808, LOT 14, 50 ASTOR STREET, BLOCK 2808, LOT 16, 50A ASTOR STREET, BLOCK 2808, LOT 17, 52 ASTOR STREET, BLOCK 2808, LOT 18, 108-110 PENNSYLVANIA AVENUE (68-70 ASTOR STREET), BLOCK 2808, LOT 25, 83 BRUNSWICK STREET, BLOCK 2819, LOT 17, 85 BRUNSWICK STREET, BLOCK 2819, LOT 18, 25-31 MURRAY STREET, BLOCK 2811, LOTS 4, 5, 6 AND 7, 33 MURRAY STREET, BLOCK 2811, LOT 8, 19 ASTOR STREET, BLOCK 2811, LOT 18, 54 ASTOR STREET, BLOCK 2808, LOT 19, 60-62 ASTOR STREET, BLOCK 2808, LOTS 21 AND 22, 64 ASTOR STREET, BLOCK 2808, LOT 23 AND 66 ASTOR STREET, BLOCK 2808, LOT 24, FOR THE SUM OF \$9,600.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-o.

RESOLUTION ACCEPTING A FINAL BID FOR PURCHASE OF CITY-OWNED PROPERTY AT 318

BELMONT AVENUE, BLOCK 2665, LOT 7, BASED UPON RESOLUTION 7-R-b, ADOPTED DECEMBER 15, 1976, "RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 318 BELMONT AVENUE, BLOCK 2665, LOT 7, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to the Real Estate Office, as per their request, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-p.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTIES

AT 51 ASTOR STREET, BLOCK 2812, LOT 20, 53 ASTOR STREET, BLOCK 2812, LOT 19, 57 ASTOR STREET, BLOCK 2812, LOT 38, 59 ASTOR STREET, BLOCK 2812, LOT 37, 61 ASTOR STREET, BLOCK 2812, LOT 17, 63 ASTOR STREET, BLOCK 2812, LOT 16, 65 ASTOR STREET, BLOCK 2812, LOT 15, 67 ASTOR STREET, BLOCK 2812, LOT 14, 37-41 MURRAY STREET, BLOCK 2812, LOT 29, 45 MURRAY STREET, BLOCK 2812, LOT 31 AND 47 MURRAY STREET, BLOCK 2812, LOT 32, NEWARK, NEW JERSEY, FOR THE SUM OF \$4,200.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,

President Harris.

No: Councilman Carrino.

7-R-q.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTY AT

77 BLEEKER STREET, BLOCK 39, LOT 45, FOR THE SUM OF \$1,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,

President Harris.

No: Councilman Carrino.

7-R-r.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTIES

AT 393-395 BELMONT AVENUE, BLOCK 2675, LOTS 41 AND 42; 85 HILLSIDE AVENUE, BLOCK 2675, LOT 27; 87 HILLSIDE AVENUE, BLOCK 2675, LOT 28; 416-422 BELMONT AVENUE, BLOCK 2693, LOTS 7 AND 8; 428-432 BELMONT AVENUE, BLOCK 2693, LOT 50, FOR THE SUM OF \$3,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani,

President Harris.

No: Councilman Carrino.

7-R-s.

RESOLUTION ACCEPTING BID OF GREATER FIRST TIMOTHY BAPTIST CHURCH FOR LEASING CITY-OWNED PROPERTY AT 1020 BROAD STREET, BLOCK 882, LOT 41, KNOWN AS SYMPHONY HALL, ON DECEMBER 31, 1976 (A TERM OF 1 DAY), AT \$850., PURSUANT TO N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION ACCEPTING BID OF NEW JERSEY STATE OPERA FOR LEASING CITY-OWNED PROPERTY AT 1020 BROAD STREET, BLOCK 882, LOT 41, KNOWN AS SYMPHONY HALL, ON FEBRUARY 5, 1977 (A TERM OF 1 DAY), AT \$850., PURSUANT TO N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR ENVIRONMENTAL IMPROVEMENT PROJECT IN THE AMOUNT OF \$93,553.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR WOMEN, INFANT AND CHILDREN PROGRAM IN THE AMOUNT OF \$565,170.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR 701 COMPREHENSIVE PLANNING GRANT IN THE AMOUNT OF \$125,000.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION PROGRAM FOR THE ELDERLY IN THE AMOUNT OF \$43,557.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION PROGRAM FOR THE ELDERLY IN THE AMOUNT OF \$431,875.

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUB-REGIONAL COMPREHENSIVE TRANSPORTATION PLANNING GRANT IN THE AMOUNT OF \$25,600.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT TRAINING ACT (C.E.T.A.X) IN THE AMOUNT OF \$400,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR WOMEN, INFANT'S AND CHILDREN SUPPLEMENTAL FEEDING (WIC) IN THE AMOUNT OF \$34,830.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR 701 COMPREHENSIVE PLANNING GRANT IN THE AMOUNT OF \$31,434.

710 A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NON-EMERGENCY TRANSPORTATION GRANT IN THE AMOUNT OF \$122,171.50.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE PLANNING GRANT IN THE AMOUNT OF \$1,367.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR RODENT & INSECT CONTROL IN THE AMOUNT OF \$22,160.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR WOMEN, INFANTS & CHILDREN (WIC) IN THE AMOUNT OF \$500,000.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHILDHOOD LEAD POISONING IN THE AMOUNT OF \$93,827.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR TRAINING & ORGANIZATIONAL DEVELOPMENT IN THE AMOUNT OF \$1,250.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHILDHOOD LEAD POISONING TITLE X IN THE AMOUNT OF \$49,545.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NEIGHBORHOOD FACILITIES IN THE AMOUNT OF \$690,758.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR OPEN SPACE PROGRAM IN THE AMOUNT OF \$1,450,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR HILL BURTON HEALTH EXPANSION PROGRAM IN THE AMOUNT OF \$90,451.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR GREEN ACRES AND LOCAL ASSISTANT IN THE AMOUNT OF \$81,011.

712

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo. RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT AND INSECT CONTROL IN THE AMOUNT OF \$183,700.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 25, FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT (CETA I) IN THE AMOUNT OF \$392,275.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 26 FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT (CETA I) IN THE AMOUNT OF \$7,946,683.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 27, FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT (CETA II) IN THE AMOUNT OF \$2,415,621.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 28, FOR WOMEN, INFANTS AND CHILDREN SUPPLEMENTAL FEEDING IN THE AMOUNT OF \$415,480.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 29, FOR WOMEN, INFANTS AND CHILDREN SUPPLEMENTAL FEEDING IN THE AMOUNT OF \$1,059,200.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 30, FOR CHILDHOOD LEAD POISONING IN THE AMOUNT OF \$136,782.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 31, FOR MULTI-PHASIC DRUG TREATMENT IN THE AMOUNT OF \$805,600.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 32, FOR ELDERLY NUTRITION IN THE AMOUNT OF \$129,226.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 33, FOR ELDERLY NUTRITION IN THE AMOUNT OF \$9,359.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 34, FOR SUMMER FOOD PROGRAM IN THE AMOUNT OF \$623,625.

A motion to adopt the resolution was made by Councilman James, seconded by

Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bz.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 35, FOR
URBAN RODENT AND INSECT CONTROL PROGRAM IN THE AMOUNT OF \$261,495.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-ca.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 36, FOR
DEMONSTRATION NEIGHBORHOOD PRESENTATION PROGRAM IN THE AMOUNT OF \$162,000.

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-cb.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 37, FOR
TALENT SEARCH IN THE AMOUNT OF \$12,146.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-cc.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 38, FOR
TALENT SEARCH IN THE AMOUNT OF \$88,421.

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-cd.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 39, FOR
CIVILIAN CAB STARTER PROGRAM IN THE AMOUNT OF \$35,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-ce. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 40, FOR
AIR POLLUTION CONTROL IN THE AMOUNT OF \$60,045.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 41, FOR
TALENT SEARCH IN THE AMOUNT OF \$52,550.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 42, FOR
MUNICIPAL COURT MANAGEMENT AND IMPROVEMENT PROGRAM, FAMILY AND NEIGHBORHOOD SERVICES
PROJECT IN THE AMOUNT OF \$62,876.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 43, FOR
W.B.G.O.-FM EQUIPMENT IN THE AMOUNT OF \$11,294.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci. RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 44, FOR
701-COMPREHENSIVE PLANNING 1976 IN THE AMOUNT OF \$85,500.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 45, FOR IRONBOUND LITTLE LEAGUE FIELD, GREEN ACRES, OPEN SPACE IN THE AMOUNT OF \$126,000.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ck.

RESOLUTION CANCELLING UNEXPENDED BALANCE OF BUDGET INSERTION NUMBER 47, FOR ST. PETER'S PARK, GREEN ACRES OPEN SPACE PROGRAM IN THE AMOUNT OF \$495,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION PROVIDING TEMPORARY APPROPRIATIONS FOR MUNICIPAL DEBT SERVICE, LOCAL DISTRICT SCHOOL PURPOSE AND DEDICATED REVENUE-DIVISION OF WATER UTILITY DEBT SERVICE.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION ESTABLISHING TEMPORARY APPROPRIATIONS FOR WATER UTILITY AND DEFERRED CHARGES AND STATUTORY EXPENDITURES, WATER UTILITY.

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION APPROPRIATING \$41,148,548. AS TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE 1977 OPERATING BUDGET OF THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-co.

RESOLUTION ALLOTING 1977 PETTY CASH FUNDS TO VARIOUS DEPARTMENTS.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION CANCELLING PART OR ALL OF THE UNENCUMBERED BALANCES IN BUDGET APPROPRIATIONS FOR 1976 FOR THE CURRENT FUND ACCOUNT.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION CANCELLING PART OR ALL OF THE UNENCUMBERED BALANCES IN BUDGET APPROPRIATIONS FOR 1976 FOR THE WATER UTILITY FUND ACCOUNT.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION URGING THE GOVERNOR AND NEW JERSEY STATE LEGISLATURE TO SUPPORT PASSAGE OF SENATE BILL NO. 1769; FURTHER REQUESTING THE GOVERNOR TO INCLUDE SUFFICIENT MONIES IN HIS PROPOSED 1977-1978 BUDGET TO PROVIDE PAYMENTS IN LIEU OF TAXES AS PROVIDED IN THE AFORESAID SENATE BILL.

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION APPOINTING CONSTABLES FOR A ONE YEAR TERM FROM JANUARY 1, 1977 AND ENDING DECEMBER 31, 1977 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-ct.

1977.

RESOLUTION REAPPOINTING 150 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31,

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION AUTHORIZING THE CENTRAL PLANNING BOARD OF THE CITY OF NEWARK TO MAKE AN INVESTIGATION AND, IN CONNECTION THEREWITH, TO HOLD A PUBLIC HEARING TO DETERMINE WHETHER AREA COMPRISED OF TWO CITY BLOCKS, CONTIGUOUS TO N.J.R.-58 NEWARK PLAZA URBAN RENEWAL PROJECT AREA IDENTIFIED AS BLOCKS 141 AND 142, IS OR IS NOT BLIGHTED OR DETERIORATED, PURSUANT TO CHAPTER 187 OF LAWS OF 1949 OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris, on behalf of the Municipal Council, extended Best Wishes for a Happy, Healthy and Prosperous New Year to the residents and employees of the City of Newark.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani; President Harris.

This meeting adjourned at 1:30 P. M.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Earl Harris
Earl Harris
President

